

United States Bankruptcy Court  
For The Southern District of New York  
300 Quarropos Street, Room 118  
White Plains, New York 10601-4140  
January 25, 2010

I Cheryl J. Carter reside at 1541 Labille  
Avenue #1, Niagara Falls, New York, 14301. my numbers  
are (37) 302-8072 and (46) 282-3624.

I ask the courts to allow me more time if  
I need it, due to all this writing I had to do in my  
~~first~~ second Supplemental Reply, and Response to the  
creditors objection and my proof of claim no 16850. In  
completing my response, reply this took 4 days, a massive  
task, and was, is very painful severely. I am asking  
the courts to grant my Request, motion on a extension.

Enclosed are copies of my responses, reply, second  
supplemental, medical condition I suffer from because  
of the debtors and their affiliates debtors, doctors, and  
have address, numbers, dates and times of treatment  
received while employed and lay off, sick leave, and  
collecting Unemployment benefits. Also copies of the envelope  
and first page of FEDEX envelope, documents, and a proof  
of claim I fill out again.

Cheryl J. Carter  
Cheryl J. Carter

January 16, 2010

Honorable Robert D. Leain  
United States Bankruptcy Ct Southern District of New York  
ONE Bowling Green, Room 610  
New York, New York 10004

I Sheryl Z. Carter reside at 1541 LaSalle  
Avenue #1, Niagara Falls, New York, 14301. my numbers  
are (437) 302-8072 and (416) 282-3624.

I ask the courts to allow me more time if  
I need it, due to all this writing I had to do in my  
~~second~~ Supplemental Reply, and Response to the  
Debtors objection and my proof of claim. U.S. BANKRUPTCY COURT S.D.N.Y. 2010 JAN 15 IN  
Completing my response, reply this took 4 days & massive  
hours, and was, is very painful severely. I am asking  
the courts to grant my Request, motion on a extension.

Enclosed are copies of my responses, reply, second  
Supplemental, medical condition I suffer from because  
of the Debtors and their Affiliates debtors, doctors, and  
their address, numbers, dates and times of treatment  
I received while employed and lay off, sick leave, and  
collecting Unemployment benefits. Also copies of the envelope  
and first page of FBA/EX envelope, documents, and a proof  
of claim I fill out again.

Sincerely  
Sheryl Z. Carter

Skadden, Arps, Slate, Meagher & Flom LLP  
Attn: John W. Butterfield / John K. Lyons / Ron E. Meister  
33 West Wacker Drive, Suite 2100  
Chicago, Illinois 60606

I Cheryl J. Laeter reside at 1541 Labille  
Avenue #1, Niagara Falls, New York, 14301. my numbers  
are (437) 352-8072 and (416) 282-3624.

I ask the courts to allow me more time if I need it, due to all this writing I had to do in my ~~Secret~~ Supplemental Reply, and Response to the Debtors objection and my proof of claim is ~~lost~~ <sup>lost</sup>. In completing my response, reply this took 4 days of massive hours, and was, is very painful severely. I am asking the courts to grant my Request, motion on a extension.

Enclosed are copies of my responses, reply second Supplemental, medical condition I suffer from because of the Leptors and their affiliates doctors, and there address, numbers, dates and times of treatment I received while employed and lay off, sick leave, and collecting Unemployment benefits. Also copies of the envelope and first page of F&EX envelope, documents, and a part of claim I fill out again.

~~Sincerely~~  
Paul Z. Latta

January 16, 2010

Skadden, Arps, Slate, Meagher + Flannery LLP  
Attn: Kaylynn A. Macaluso (Tm 5986)  
Four Times Square  
New York, New York 10036

I Sheryl Z. Carter reside at 1541 Labille  
Avenue #1, Niagara Falls, New York, 14301. my numbers  
are (437) 352-8072 and (416) 282-3624.

I ask the courts to allow me more time if  
I need it, due to all this writing I had to do in my  
~~second~~ Supplemental Reply, and Response to the  
Debtors objection and my proof of claim is \$1050. In  
completing my response, reply this took 4 days of massive  
hours, and was, is very painful severely. I am asking  
the courts to grant my Request, motion on a extension.

Enclosed are copies of my responses, reply, second  
Supplemental, medical condition I suffer from because  
of the Debtors and their Affiliates debtors, doctors, and  
their address, numbers, dates and times of treatment  
I received while employed and lay off, sick leave, and  
collecting Unemployment benefits. Also copies of the envelope  
and first page of FedEx envelope, documents, and a proof  
of claim I fill out again.

Sincerely  
Sheryl Z. Carter



January 14, 2010

Kuetzman Larson Consultants  
Delphi Corporation Claims  
2335 Alaska Avenue  
El Segundo CA 90245

I Sheryl Y. Carter reside at 1541 Labille  
Avenue #1, Niagara Falls, New York, 14301. my numbers  
are (937) 302-8072 and (416) 282-3624.

I ask the courts to allow me more time if  
I need it, due to all this writing I had to do in my  
~~second~~ Supplemental Reply, and Response to the  
Debtors objection and my proof of claim to \$6850. In  
completing my response, reply this took 4 days of massive  
hours, and was, is very painful severely. I am asking  
the courts to grant my Request, motion on a extension.

Enclosed are copies of my responses, reply, second  
Supplemental, medical condition I suffer from because  
of the Debtors and their Affiliates debts, doctors, and  
their address, numbers, dates and times of treatment  
I received while employed and lay off, sick leave, and  
collecting Unemployment benefits. Also copies of the envelope  
and first page of FedEx envelope, documents, and a proof  
of claim I fill out again.

Sheryl Y. Carter

**BOSE  
MCKINNEY  
& EVANS LLP**  
ATTORNEYS AT LAW  
111 Monument Circle, Suite 2700  
Indianapolis, Indiana 46204

FILED  
U.S. BANKRUPTCY COURT

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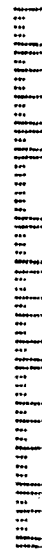
~~S.D. OF IN.~~  
SHARYL YVETTE CARTER

1541 LASALLE AVENUE

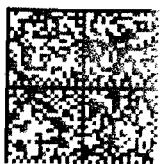
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October 26, 2009  
Docket No. 19010  
and 19011

BOSE MCKINNEY & EVANS LLP  
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(317) 684-5173 (FAX)

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE:	)	
	)	
DELPHI CORPORATION, <i>et al.</i> ,	)	CASE NO. 05-44481 (RDD)
	)	(Jointly Administered)
Debtors.	)	Chapter 11

**NOTICE OF WITHDRAWAL OF APPEARANCES**  
**OF MICHAEL A. TRENTADUE AND CARINA M. DE LA TORRE**  
**AND REQUEST FOR REMOVAL FROM COURT MATRIX AND SERVICE LIST**

PLEASE TAKE NOTICE that, pursuant to Bankruptcy Rules 2002 and 9010, Michael A. Trentadue and Carina M. de la Torre, Bose McKinney & Evans LLP, as counsel for Eikenberry & Associates, Inc. ("Eikenberry"), Lorentson Manufacturing Company, Inc., Lorentson Manufacturing Company Southwest, Inc., Lorentson Tooling, Inc., and L and S Tools, Inc. (collectively "Lorentson"), hereby withdraw their appearances (Docket 9647 and Docket 9649, respectively) and request to be removed from the Court's mailing matrix and service list for this case. Eikenberry and Lorentson were advised by letter dated August 21, 2009, of the undersigned's intention to withdraw effective September 1, 2009, deadlines and status report.

This Notice is in respect to Michael A. Trentadue and Carina M. de la Torre, Bose McKinney & Evans LLP, and is not intended to affect service independently requested by

14 13  
January 13, 2010

United States Bankruptcy Court  
Southern District of New York

In re

DPH Holding Corp, et al

Reorganized Debtors

Chapter 11

Case Number 05-44811

(Jointly Administered)

Reorganized Debtors and I Sharyl J. Carter Supplemental  
Reply to Response to the Debtors' Objections to Proof  
of Claim Number 16850

Second Supplemental Reply and Response

I Sharyl J. Carter reside at 1541 Fallsille Ave.  
Niagara Falls, New York 14301. My numbers are (716)  
282-3624 and (937) 307-8072.

I received a FedEx price to January 12, 2010  
adjoining my claim number 16850 until January  
21, 2010. This information, documents, Supplemental  
Reply, and Response was to have been included. I  
just hope that my Response, Reply is on time  
by the deadline of January 19, 2010, if not I  
ask of the courts to give me more time, extend  
it received after the deadline date.

A. Preliminary Statement 1, on October 8 and 14, 2010

(The Petition Date) Delphi Corporation and certain of its affiliates (the Debtors) filed voluntary petitions in this Court for reorganization relief under Chapter 11 of title 11 of the United States code, and then amended stated the Debtors (the Bankruptcy Code.) So my understanding any claims was to go under the United States Bankruptcy Court Southern District of New York.

2. As stated from the Debtors on October 6, 2009 (the Effective Date) and (the modified Plan) which has been approved by this Court pursuant to an order entered on July 30, 2009 (Docket no 18704) and emerged from Chapter 11 as the Reorganized Debtors.

3. On November 18, 2009 as stated by the Debtors, the Reorganized Debtors filed the Notice of Sufficiency Hearing with respect to Debtors objection to Proof of Claim nos 16849 and 16850 (Docket no 19108) my claims against the Debtors (the Sufficiency Hearing Notice) which I disagree and object to. My claims should be allowed.

4. I Sheryl J. Carter Responding, Replying to this Second Supplemental Reply and Response. I hope that my claims be allowed by this court, also modified Plan.

5. As stated by the Debtors 1) Dates for Hearings Regarding Objection to Claims and 2) Certain Notices.

And Procedures Governing Objection to Claims entered December 7, 2009 (Docket no 16089) the Claims Objection Procedures Order) and Eight Supplemental Order Pursuant to 11 U.S.C. and 9014 establishing the same entered September 25, 2009 (Docket no 18932). My claims states a colorable claim against the asserted Deb. As I stated previously in all my responses, I respectfully request, ask of this Court to allow all my claims.

6. As stated from the Debtor on December 8, 2009, the Reorganized Debtor, filed their Supplemental Reply to Responses of my claims no 16849 and 16850 (Docket 19161) to Debtor's Objection to my Sharyl Y. Carter Proof of Claim.

7. On December 17, 2009 I Sharyl Y. Carter as stated by the Debtor submitted two letter to this Court, requesting and replying regarding my proof of claims (Docket 19197 and 19199) case no 16849 and 16852. That 16852 is supposed to be same as above claim no, or another claim against the Debtor that's added to these claims.

8. At the December 18 Sufficiency Hearing, this Court ruled that either of my proof of claims nos 16849 and 16852 be expunged as a duplicate claim pursuant to January 21, 2010 as stated by the Debtor. If my claims are duplicated claims



Sheryl 3/10/10 4 of 13  
Case No 05-44481

In two different Courts and under different Judges as well. I respectfully ask the courts to place my Claims under one Court and Judge for which the Debtors first filed Bankruptcy in this Court.

9. As the Debtors stated on December 24, 2009, the Reorganized Debtors filed and served on my notice of Adverseness of Claim Objection Hearing and Proof of Claim No. 16850 (Docket No 19243)

10. As stated on December 31, 2009 entered the order Pursuant to 11 USC, Disallowing and expunging my proof of Claim No 16849 in the Thirty-Fourth omnibus Claim Objection (Docket No 19272) stated the Debtors my question is if this is true, I respectfully ask the courts to Allow my claims, Is this due to an Duplicate claim with the Debtors and the affiliates (Eim company). I did not make these claims duplicate, as I responded and reply according to documents and forms that were mailed to me by the Debtors and three affiliates.

11. I am filing Supplemental Response and Reply to this Second Supplemental Reply, as this is my second response, reply as well by the scheduled Sufficiency Hearing January 19 2010. I wish I was allowed more time to respond and

B. Relief Requested

12. I Sheryl J. Carter ask the court again to allow my claims, and claim no 16850 ask the Debtors are objecting, wishing my claim to be expunged.

13. As they Debtor stated on April 28, 2009 and May 1, 2009 I filed identical proof of claim no 16849 and 16850 against the Debtor Delphi Automotive System LLC (DASNA). I filed my proof of claims asking for 50 million plus interest. I also stated my attorney who last handled my claim Geoffrey Damsou had or should have forwarded all my information to this court. I was mail a document or paper to fill out and mail as soon as possible to the United States Bankruptcy Court, which I did. Also my attorney before Geoffrey Damsou, was George Katchmar who had in his possession all my evidence, documents and original paperwork which I gave him, Mr. Katchmar to keep represent me, along a \$1000.00 fee for Mr. Katchmar to take my case. I know what I gave both attorneys for proof of my claims against the Debtors and their affiliates, I even spent hours in Mr. Katchmar office helping his assistant make copies and sending them to the Debtors attorney, Lori Clary. The assistant name was Cheryl, I believe. As stated by the Debtor order enter by this court (entered on 10/1/09).

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23

Expunge my proof of claim no 16849 as a duplicate claim. I ask of this court to decide if my claims are dupli-  
14. On June 22, 2009, the Debtors stated and filed thirty-fourth Omnibus Objection Pursuant letters A-F and H A-C and III and IV (Docket no 17182) The thirty-fourth Omnibus Claims objection which the Debtors objected to my sharing of Carter proof of claim no 16850 on the grounds that my claim asserted dollar amounts and liabilities not reflected on the Debtors books and records, also the Debtors sought an order disallowing and expunging my proof of claim no 16850. First the Debtors stated I had no claim against them, and their affiliates now dollar amount do not match records. and then untimely filing proof of claim, and now the Debtors and their affiliates want the courts to disallow and expunge my claim. I ask the courts again to allow my claims and to make the decisions of placing my claims if duplicated as one claim.

15. The Debtors stated on July 20, 2009 I filed a letter responding to the thirty-fourth Omnibus claims objection (Docket 18457) that I said my claim was untimely filing for years. The Debtors stated nothing in the response provides an

Rational explanation, documentation, evidence or support, for any of the claims asserted in the Carter Claim. I ask the courts to check all letters, documents evidence I presented and from my attorneys. I was told by one of Debtors attorney who I tried to contact several times on my claims, I believe the office of Kuttman Carson Consultants and previous attorney told my attorney Geoffrey Damon. I can only state what I was told, proving it, I am sure nobody will owe up to saying that against the Debtors and their affiliates.

16. The Debtors stated as on November 18, 2009, the Reorganized Debtors filed the Sufficiency Hearing Notice to my claims (Carter's Claims) scheduling the December 18 Sufficiency Hearing.

Debtors Burden of Proof and Standard for Sufficiency of Claim. 17. I Sheryl Z. Carter feel that I have proved and submitted proof of my claim for all my claims and claim no ~~16850~~ 16850 under rule 7012 Federal Rules against the Debtors (The Bankruptcy Rules) I disagree with the Debtors and their affiliates stating that my claim should be sustained, or disallowed and expunged in its entirety.

I Sheryl J. Carter have provided proof to my claim no 16850. The Debtors should gather all information I provided their attorneys as well as my two attorney, courts, I should not have to keep copying, and mailing, certify, re-peatly the same information, documents, evidence that has been provided several times over and over again, I ask the courts to again allow all my claims and claim no 16850.

18. I have proven the burden of proof to establish my claims against the Debtors and their affiliates as it has rests on me. Shows how the Debtors were able to go former and ex-employees, union members, doctors, witnesses to find out more information as to my claims. I presented more than enough of information, documents to support my claims against the Debtors and their affiliates. It may seem as though it's my word against there the Debtors and all there massive attorneys. The books are records files, notes, evidence, witness list, companies, agency involve should account for my proof, as well as what I provided already. I feel my proof of claim is entitled to consideration, as I ask the courts again to allow my claims.

19. As stated by the Debtors Bankruptcy Rules 7012 and 9014, Transcript of January 12, 2007 Hearing (Docket no 7118) the January 12, 2007 Transcript

Should be dismissed, I object and disagree with the Debtors. How was I allowed to file a claim against the Debtors and have a court in Ohio substantiated my claim and destroy my evidences, and all documents I present to start and prove my claim, as well as start in the Federal Court System. Again I should not have to continue to provide repeatedly documents, information that was already given to support a legal liability against the Debtors.

20. My proof of claim Sheryl J. Carter is consistent with the official form and Bankruptcy Rule 301. If the Debtors already have everything, information, documents in writing again and again the proof is with the Debtors and their affiliates debtors, as there are so many companies, employees, attorneys handling these claims that I feel they, the Debtors and affiliates should communicate with each other and give up all my proof of my claims and come together as a company instead of me having to provide repeatedly the same proof.

E. Summary Judgment Order Terminating Action Underlying Proof of Claim Shows That I (Mrs. Carter) Fails To State A Claim, stating Debtors and affiliates debtors



Sharyl Carter 10 of 23  
Case No 05-44481

21. I Sharyl Y. Carter filed a proof of claim against the Debtors (De LLC) that they owe me 50 million plus interest. I ask of the courts to allow my amount if not consider a high amount in the millions due to the Debtors action against me, what I have been through with this company (the Debtors) for which I was denied what was due to me. The Debtors state that they do not owe me Sharyl Y. Carter anything. Check the books and records, evidence, documents, clearances, pay & W-2 payment, injury, treatment I continue to suffer from, pain and suffering.

22. I Sharyl Y. Carter did file charges of discrimination against the Debtors and affiliates debtors with (the EEOC) The United States Equal Employment Opportunity Commission, discriminating against me due to race, sex, disability, age. I was ask by EEOC to drop my charges in order to file, and get a Right to Sue letter. I did not think that it was right, not coming from an agency who is believe to have my best interest at hand I do so. Prior to that I filed charges with the NLRB, which any investigator contacted the Debtors several times, and who

was strongly fighting on my behalf, but later was denied to enter into Delphi (the Debtors) for a meeting soon after that the investigator stop contact with me as well as another employee Valerie Guther. I also left evidence, notes, documents, grievances medical records, information on behalf of (UCRC.) Ohio Civil Rights Commission who I went to for help later on the investigator gave an amount of \$50,000 to myself Sharyl Y. Carter and Valerie Guther, we stated no 50 million, he stated there is no way the Debtor would give us that amount. Along with a lot of other statements, I can not prove this, only with Valerie Guther statement. So much time has gone by and I have no contact with Valerie Guther to verify this, but she is on my witness list from my deposition of 7 1/2 hours long, cost \$800.00, where is that proof of evidence as well as other documents?

23. I Sharyl Y. Carter after given the Notice of Right to Sue, file a complaint against the Debtor (DOLL) United States District Court for the Southern District of Ohio (The District Court) Sharyl Y. Carter v Delphi Automotive Septon LLC Case No C3-03-205 (S.D Ohio) (The District Court Action) Honorable Herbert Rice for the above (Name of Debtor) the Debtor

Sheryl J. Carter 124  
Case No. 05-44481 23

The Debtors stating this was seeking damages for an intentional tort theory for my alleged work place injury. I Sheryl J. Carter relocated to Dayton Ohio in March 1997 to work for the Debtors (Delphi Automotive System/Em company). I am presently an Active employee and laid off due to my plant closing. I was injured on the job in 1998 and I saw the plant doctor, Dr. James Ruffner who has massive amount of paper work, evidence on my injury. That is in the books and records as I also want and request copies along with all documents on all my claims. Along with all my other doctors I saw for my condition.

24. As stated by the Debtors on June 3, 2004 after full discovery BAS LLC moved for summary judgment (the District Court Action, Docket No 29) the District Court Summary Judgment motion) and March 28, 2005, the District Court issued an opinion and judgment granting the Debtors BAS LLC summary judgment motion in its entirety and terminating the District Court Action Docket 56, (the Summary Judgment Order) To my knowledge Judge Rice has dismissed my claim in favor of the Debtors, and sustaining the entire case, most of it. As I was mistaken,

and represented by my attorney George Katchmar, I should if Carter never was notify of any court date to appear. I was given notice after the fact and told that my records will be destroyed at a certain time. (6 months) I believe. Whereas that was yes I had a deadline to file my appeal for the United States Court of Appeal for the Sixth Circuit (District Court taking Bank No 58) (the Notice of Appeal) at that time I hired Geoffrey Ramon to be my attorney for which he appeal my claims in the above court. At time when on, and a conference call between my attorney Mr. Ramon, myself, I was present at his office and Delphi (the Debtor) attorney made me an offer, same as before with attorney Mr. Katchmar of \$10,000.00, which I turned down, and Delphi (the Debtor) states they don't owe me anything why the offer of such a low amount if there was no wrong doing on the Debtors part. After time went by, I was given documents to fill out by a certain time for my claims to be forwarded to United States Bankruptcy Court Southern District of New York. I filled the paper work out and mailed back to Mr. Ramon, the courts. A long time went by before I heard anything on my claims, case against the Debtors.

then notify Mr. Korman and I was told that the  
Debtors stated I did not have any claim due to  
me not filing in a timely manner. I then received  
documents from Korman's personal consultants who I  
also called and was told the same, as I don't  
have any claims due to untimely filing. I then  
call information to get the address and number  
of this court, United States Bankruptcy Court  
Southern District of New York. I then  
responded by writing the courts to approve  
and allow my claims due to me not filing and  
because I did not know of any of this infor-  
mation, as well as I didn't know I needed to  
file a proof of claim. I was never notify of this  
from any attorneys. I remember going over and  
over my notes, giving the Debtors all the infor-  
mation they wanted and more of all proof  
of my claims. Here is all that information  
documents, evidence to support all my claims.

25. I stated by the Debtor my appeal was pending  
as the Petition Date and was subject to the  
Automatic stay during the pendency of these

2. I disagree with the Debtor to want my claim no 10850 to be disallowed and expunged, because of my proof of claim and responses to the



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Debtors. I have ~~proof~~ facts to support a right of payment from the Reorganized Debtors. The Debtors stated a reasonable inference can be made that my claim number 116850 is based on this litigation. The Debtors also states that there is nothing on the face of my proof of claim dispute the facts underlying the District Court action, let alone the judgment and opinion of the District Court dismissing my complaint. I Sheryl F. Carter was not though the Debtors knew everything that I point to present of my claims, cases, and complaints as I have mentioned over and over again from start to present and I continue to do so. When I reply and respond to the first Supplemental Reply and Response giving details, only ~~then~~ then did the Debtors and their affiliates come up and look more documents and information and proving that I do have proof of my claims against the Debtors. Now this Second Supplemental Reply and Response the Debtors have found located the information, documents that I speak of, but not all is looks and records, documents, evidence that I present in the past that would support

my claims. The Debtors stated that my claims (The Carter Claims) merely make assertions of liability without any supporting documentation. It through out these pages of my Story 2 of Carter Reply and Responses supports my claims, I ask the Courts to allow all my claims against the Debtors. 27. The Debtors state that the Summary Judgment order shows in detail that there is no merit to proof of claim No 116850. Also stating the District Court Motion sustained DTS LLC Summary Judgment Motion and terminated both procedural and substantive grounds. I was given a right to sue notice for no reason at all? Also the Debtors stated the District Court ruled that my claims of age, gender, and disability were barred as a matter of law by cause I did not demonstrate that I first filed Administrative charges of discrimination under the Title VII, the Americans with Disabilities Act and the Age Discrimination in Employment. I did file Volaree Ballers both together at that time filing these charges against the Debtors were mislead and misrepresented, paper work was changed, these Agency's refuse to go up against the Debtors and there affidavits...

told repeated that they cant and want go up  
against the Debtors. Document, evidence notes, even  
thing we presented was falsify, lost, misplace,  
charges were not file, and of course in a timely  
matter. In the notes I presented to my attorney, Mr  
Katchmer prove and support my claims, also friend  
I wrote up for years with the union representative  
and many higher up management I spoke to, also  
writting them up as well support my claim, where  
are all those books and records and amount I  
lost from discrimination of my age gender, sex,  
disability. My claim would be time barred if  
No one files the charges and waited until the  
time expire of more than 300 days, If you go to a  
agency requesting, asking for help to file charges  
against a company and you believe the agency  
You confided in will help you as they are  
suppose to do so, then later find out you were  
molead and misrepresented, all evidence destroyed  
or lose what then. And this continue to happen  
all through out your complaint, what are you to  
do then? Where's the proof, oh theres proof some  
where and somehow somebody knows of it  
and have handle proof, documents, evidence etc.

28. The Debtors stating that the District Court conclude that J Sharyl Y. Carter failed to establish a prima facie claim of race discrimination based on individual discriminatory acts because I failed to offer evidence from which a reasonable jury could conclude that I was treated differently than similarly situated, non-pro-protected employees. See deposition, notes, books and records I presented as mention above in my Reply and Response, also my witness list, which everyone in the plant who I worked with or not can verify me been treated differently, discriminated against, also grievances, union representatives, I can't possibly continue to file charges against the Debtors if this is B and was not true. I was the subject to hostile work environment as I mention see proof of notes, grievances, books and records. I was repeatedly force to work against my restrictions, lift heavy items, parts, watched my every move, followed to the bathrooms, supervised, as well as ~~stalking~~ my work area, assembly line, I was repeatedly set up, fire fire jobs management the Debtors knew I could not perform due to my medical problems cause by the Debtors (see notes) It was worst and got bad as time continue on. I was forced back to work against certain

Case No 05-44481 20423

doctors orders, they do did not want to get involve with  
the Debtors. My health condition are severely and continue  
to do so because of the Debtors. I was also place  
on a machine that was hazard, and management, a  
employee Jimmy, told it to pump but massive amount  
of liquid that was dangerous, as everyone watch  
me be torture daily. This machine was noted and the  
Debtors were fine by OSHA for this reason Hazardous  
that's when I was force back to work the last time  
May 2006 - then December 2006 when the Debtors made  
me go back out on sick leave. (See notes) I presented to  
my attorney Mr. Damon who I ask to forward to the  
United States Bankruptcy Court Southern District of  
New York. I also stated if not mail the notes back to  
me, I never heard from Mr. Damon since that time.  
I establish prima facie claim of Retaliation for complaining  
of my "concern" treatments, and for reporting as OSHA  
violation, which I never contacted OSHA other employees  
did so, but I was the blame due to me always writing  
grievances, complaints, and daily notes on the Debtors.  
Again see notes, grievances, ~~logs~~ records, documents, evidence  
I presented on my behalf. The Debtors also states the  
District Court ruled that I offered no evidence  
that would allow a reasonable jury to infer that  
any elements necessary for my recovery damages  
for my workplace interference in an unlawful

lost by DTS LLC have been satisfied. As to whom is this satisfied to, only the Debtors, not me. I ask the Courts to view all notes, evidence, documents, germane books and records taken by all my doctors, witness past and present doctors, as mentioned above.

29. I am handling this Trade, on my own, so I do not, or can provide, law supporting, all I can provide is my honesty, evidence, documents, notes, deposition witness. When you have gone through what I have with the Debtors you remember everything like it was yesterday, some things are not as up front as me, but all this treatment, injuries, I have gone through has really damage me and my family. For no one to believe this can happen, only those whom have gone through it shall and will understand. I ask the Courts to allow my claims and go over all evidence the thirty fourth omnibus objection to my claim no 116850 should not be sustained, or should not be disallowed and expunged in its entirety. Allow my claims.

F. Proof of Claim Number 116850 Is Not Untimely. 30, the Debtors states on April 12, 2006 (PDKet 110 3206) the Bar Date Order) setting a bar date of July 3, 2006 (the Bar Date) for creditors to file proofs of claims.



May 22 # 23  
Case 10-154481

In the Debtors Chapter 11 cases and approve the Notice of Bar for filing Proof of Claim (the Bar Notice) to be used to notify parties of the Bar Date, and included a form to be used to submit a proof of Claim (the Proof of Claim form). As mentioned above I was told I did not have a claim against the Debtors by my attorney Mr. Daron or Kutzman Cohen Consultant the Debtors attorney. I never knew I was to fill out a Proof of Claim until I was mailed the forms by the Debtors attorneys finally, probably after the fact.

31. When Kutzman Cohen (KCC) the claims and restructuring agent in these chapter 11 cases mailed me the Proof of Claim forms I filled them out and returned them, check the Proof of Claims forms and dates.

32. The Debtors stated I filed proof of claim 16850 on May 1, 2009 almost three years after the Bar Date. I have responded to all motions, deadlines, responses and reply on time, when given the correct notices on time. I have made many attempts to respond and reply to my proof of claims to the Debtors objection to establish excusable neglect under the test outlined by the US Supreme Court, and don't feel I

Neglect any obligations, and if I did I ask the court to excuse them and allow all my claims including claim no 16850. As stated by the Debtors & through letters I feel I have been put through the guideline by the Debtors and there affiliates debtors.

33. I again, respectfully ask the Courts to allow my claims, I did not neglect my duty to response, and reply on all deadlines, filing my proof of claims.

34. Again if I neglected to file a timely claim, in a timely manner, I ask the Courts to excuse the late filing on my behalf. As I stated if later mentioned above I did not know I needed to fill out this form. Therefore my claim no 16850 should not be disallowed and expunged with prejudice as untimely as stated by the Debtors. I respectfully ask the courts to allow my claims and claim no 16850.

Thank You. As stated by the Debtors & there I object and disagree with the Debtors.

Exhibit A

Sharyl Y. Carter 1 of 4  
Case No. C3-03-205

United States District Court Southern  
District of Ohio Western Division

Sharyl Y. Carter - Plaintiff

Case No.  
C3-03-205

Delphi Automotive Systems LLC, et al - Defendants

Judge Rice  
Magistrate Judge Drington

Defendants motion for Summary  
Judgment and memorandum in support

Defendants Delphi Automotive Systems LLC, Tom Muenley, Mary Ann Polnauer and Jacquelyn Folk, also Barry Swartz, who Mr. Swartz was a strong witness, as I Sharyl Y. Carter did place him on the Defendants list, and the Debtors. The Debtors states I was never terminated or demoted, I was ~~fired~~ as the company, the Debtors called it on several occasions against my better judgment, being ~~set up~~ set up by managements the Debtors employees, members. The Debtors tried to terminate me, but I always stayed on top of the hostile tactics that was directed toward me. After going over my pay records with my Attorney George Fitchner, he noticed on the Debtors Records and books that my pay rate was lower than it was suppose to be. I went presented to the courts all my books, and records, documents, information concerning me to me and the courts. My pay rate increase and I was offered and worked overtime, as was other

Sheryl L. Carter  
Case No. 3:03-cv-00205 2 of 14

employees, but I was also overlook for racial, disabilities, and discriminated against. See notes and information, documents I gave, present for my proof of this hostile tactic, treatment, my attorney Mr. Katchmar and the Debtors attorneys Lori Clary, Robert S. Walker was given this information. I even outline, broke down names, times, dates, jobs, management of these daily tactic. I disagree with the Debtors stating I did have have proof of my claims. I gave up plenty of that and more to help the Debtors against me with all my information so that everything can be lost, destroyed or as the Debtors say, I did not show provide the proof. If the treatment I received from their Debtors and affiliates management, union members, employees, notes evidence was not shed of evidence that the defendants' treatments was in any way motivated by race, sex, age, disability, retaliation, hostile inquiry by the Debtors. I don't know what more can be said about all the proof I provided, put together to make my claims against the Debtors and their affiliates. Its time for the Debtors to stop claiming that I did not present all what's needed for my claims and face the Truth!! My complaint should not be dismissed in its entirety with prejudice as stated by the Debtors.

1. The Undisputed Facts. Delphi (The Debtors) stated they offer employment opportunities "to qualified applicants and employees on an equal basis regardless of an individual's age, race, color, sex, religion, national origin, disability or sexual orientation" and employees.

prohibits discriminatory harassment (Carter Dep. 11-12, Ex 1 at Dec 10-15 and 29) why all the lawsuits and complaints from massive amounts of people, plaintiffs, employees especially, Company, Agencies, the list can go on. Why the Agencies, Courts allow all these claims to go through and continue, most settled out of court most, massive amount did not sue yet (if this far, and many unknown closed secret cases were settled and unknown to other of the outcome. The Debtor-Delphi policy union manual, etc directs employees to voice and report their concerns to their immediate supervisor, to the plant director or union representatives, or to use any other internal complaint procedure. This is my Sharyl J. Carter internal, out lateral complaint procedure, as I tried all other means to have all the tactic, hostile environment treatment to stop repeatedly. (SEE notes) (Brienne) (meetings) when all are also anxious to help stop this tactic, treatments from getting outside of the companies (Debtors) does show what should, I Sharyl J. Carter do not, (file a complaint in Court) which is what I did no matter how many tried to stop me, threaten me, etc.

A Delphi Overtime Procedure The Debtor's states national and local collective bargaining agreements price overtime for hourly employee (Carter Dep 11-12 Ex at 38, 52-54 Ex 2 at 38) of their the Debtors Response, Reply, Employees

are divided into equalization groups to equalize overtime.  
opportunities (SEE notes/briefings). That statement and  
many more were not honor by the Debtors and the affilates  
managements, and staff members. I Stagyl Y. Carter was  
pass over, denied plenty of overtime, for reason mention  
in above and throughout this Second, First, Responses, Reply  
Claims against the Debtors. There was employees who came  
to work, not working just sleep, walking around conversating  
with staff, managements in other departments who made way  
more money than I was allowed to make. Checks books and re-  
cords, grievances, notes. There were plenty of times I was over  
looked, pass over for all reason tactics, treatment I stated  
above and previously. I was told by staff, managements, we (the  
Company/Debtors) only have heavy jobs, not within your restriction.  
Then on other occasions when they the staff/managements  
wanted me to run high numbers, I was place on those jobs  
for that reason only. I was an excellent employee, worker  
who had perfect attendant, which I was over look to that  
a home lunch/dinner in the plant as other employees went  
return to laugh at my face. Yes I worked overtime  
out I was also denied to work measure amounts of  
overtime, as I witness, watched others talk about it,  
be I witness it when I arrived to work early as I  
also did, as many times I had to be on my line, and  
work area early due to management, staff, employees  
watch in case I was late, so that I can be



Shirley G. Carter 5 of 44  
Case No. 3:03cr00225

punish, or waste up, recommend, or fired for days at a time. I gave up so much information, documents, notes, evidence, one of my witness, management, supervisor was fired for falsifying records, books and documents. Alex, I can't think of his last name right now, But Alex torture me for years as well as other employees, as he was known to do to mainly African American employees. During my first 90 days and throughout my employment with the Debtors was pure HELL. I was mistreated from the beginning and especially after I talk to another employee African American woman Tony Jackson who Alex was harassing and torturing daily. I was Alex and other managements and staff victim after that day under my 90 days to present, even if I am not working, I continue to go through these hostile tactic. We can do this for years and years responding, reply back and forward and more information will come to surface as I remember these tactic, but most honestly and true to the best of my ability, no matter how many years ago. (see notes/Geraine/deposition). As stated by the Debtors an employee who is not eligible for a particular job assignment on straight time due to work restrictions, however cannot perform a restricted job assignment on overtime. Then why was there job that I could do under my restriction but other employee of another Race was allowed to perform those jobs and the employees did not have any restriction at all.



Sharyl Y. Carter  
Case No 3:03-cv-00205-LD  
60305

Why was I constantly, given a direct order to perform jobs that I could not do, under doctors order with a limit restriction weight, ranging from 2-10 lbs. I wrote grievances daily noted all events, tactic, treatments toward me from the Debtors and staff, management, union member, employees.

B. Plaintiff's Employment with Delphi I Sharyl Y. Carter started at Delphi March 13, 1997, relocating to Dayton Ohio from Niagara Falls, New York. I started at the Dayton Road facility as stated by the Debtors (Carter Dep. 78, 21) I am an hourly employee and member of the union bargaining unit; as stated by the Debtors the terms and conditions of my employment are governed by local and national collective bargaining agreement. I am also an active employee with the Debtors also. My starting rate was \$9.98, until closing of the plant \$27.20 a hour. The Debtors started currently at \$19.95 hr. (Carter Dep 410 monkey 152) I may have not been promoted by I was denied overtime, a place on sick leave when the Debtors had a restricted job for me to do. That's denied when your pay is cut in (1/2) half and much less than what you made in the plant. Check records and books from MetLife, National Benefit Center, and all the times I was on sick leave, grievances, notes, documents.

Sharyl Y. Carter 7-4-44  
Case No 3:03-cv-00205

I Sharyl Y. Carter did work in Department 101 on second shift, 1<sup>st</sup> shift, 3<sup>rd</sup> shift. The Debtors stated from 1997 through 2002 as an assemblage including several "loops" or lines each involved in different step in the construction of automobile air compressors loading and unloading parts of the air compressors.

C. Plaintiff Walker's Compensation Claim and Work Restrictions

As stated by the Debtors in March I reported, reportedly injured my back, neck, right and left shoulder blade while working in Department 101. I was not working on my normal jobs, the loops, I was doing repairs to IA H-Dimention parts of a compressor, pushing down with force, twisting, turning continually reaching around 147 parts to make a day. I saw the plant doctor (1<sup>st</sup>) first Dr. James Ruffner, and staff at the facility, in plant doctor. Afterward I found my own personal doctor Dr. Elena Frousta, and many more doctors afterwards. I request the courts to get these records, and books from the Debtors, I want a copy as well as all other documents. Debtors stated my workers compensation claim is pending. I filed several workers compensation claims on my injury from, and by the Debtors. I was given massive restrictions from the time I was injured, and for years finally a life-time restriction. During all these years the Debtors at times would not honor the doctors restriction, knowing I was in severe pain, I was force, given a threat

Case No. 3:09-cv-02205-8 of 44

order to perform jobs I could not do. I went to the plant doctor, Dr. Ruffice and staff crying of my pains, I was given ice, heat, medications and sent back to the same job I could not do. I am injured for life, and scared permanently for life due to the Debtors tactics against me. No matter how many union representatives, management and staff, I was forced to deal with the pain and tactic place on and against me throughout my years with the company, the Debtors, too much pain to even talk about as I suffered for years and years and it, the pain more years accuse.

I was sent seen by a specialist who stated my back, neck right, left side, shoulder blades was a problem and that due to the pain I suffer from a breast reduction would help my problems. In December 1999 and January 2001 I believe the correct dates, I had a breast reduction recommended by a specialist, which the Debtors was given all documents and records, regarding my medical problems in order for the company, the Debtors to pay for the Rx Surgery. Other wise I would be responsible to pay since the Surgery is cosmetic, and personal, not job related. I was on restrictions and when they ran out, I was forced to do heavy duty jobs by direct order by management and staff. I could not get any more time off, which I needed, since I would get permanently fire, terminated. Everyone knew of my medical problems, and conditions,

Sharyl Y Carter 9 of 44  
Case No 3:05 cv 00305

but that did not stop management, union members and staff to protect me as they should have. to prevent and further more severe medical problems from accruing. My specialist was Dr. Stevens at St. Francis Hospital, and as which is no longer that Hospital. I want and ask the Debts to request the Debts as well as medical facility to present those Records, books, documents as I presented previously before to all attorneys involve at that time, was Clary / Mr. Katchmer and the Debts, I made those copies at Mr. Katchmer office with clerk, ready and certify mail to the Debts. My doctor who perform the 2 breast surgery is Dr. Gregory Maupin who I can not locate as well as above Hospital. St Francis in Dayton Ohio. Dr. Maupin office was Center like this See Attach documents of my doctors for more detail. There are evidence to support my injuries and medical conditions from this and other doctors, and hospital, treatments, medications, etc.

D. Plaintiff's Layoff from Delphi. As stated by the Debts I Sharyl Y. Carter was laid off from Delphi due to lack of work, along with hundreds of other long-term employees. We the employees went a long time without any funds from the Debts, as we survive off whatever money we the employees had save up. The date the Debts noted is January 6, 2003. I received unemployment compensation benefits which also take some time to

collect due to massive employees seeking funds of un-employment that we, and the Company (the Debtors put into. As the Debtors also stated on September 29, 2003, Delphi recalled us the employees back to work from a lay off pursuant to an arbitration award under the collective bargaining agreement. For which we, employee won the arbitration and was to be employee and never laid off, I believe the date is 2011, have the Debtors present the Arbitration Bargaining agreement to the courts, which I already presented to my attorney & Mr. Damar to add to my claims. The Debtors was given, and should already have these books, records and documents. That is proof also to my claims against the Debtors while returning back to work in a job bank by the Debtors at one of there Delphi facility-plants on Ford Road - 2000 Ford Road, where the time office and personnel and executives offices were place, present, as well as pay roll department. We sat from 6:50am - 2:50pm 1/2 - half hour lunch time, hundred of employees sat in this room, supervised by 2 & 3 Supervisors. Tony and another guy. As stated by the Debtors I received around \$41,000.00 in backpay, not mention by the Debtors, we, I the employee had to pay back taxes, and give unemployment agency all the money we collection from the lay off time, plus union dues, other dues taken out before we received any amount of the money.

Case ~~Sharyl/Carter~~ 11 of 114  
No 3.03 00205

that was received. After the fact it was a small award amount, and we were very upset at paying back the Unemployment Agency. We had plenty of discussion with the Deltras and management staff, as well as union representatives, who job is to protect, and serve on the employee behalf, that's why we was paying union dues around \$35-\$37.00 hour. Check books and records pay stub that the Deltras have and should present to the courts as proof of evidence on my behalf to support my claims. As the Deltra stated I Sharyl/Carter was returned to work in the late April 2004, production work. While in the Job Bank, we, I the employees were told we can not go into the plant facility, new location - 3535 South Kettling Blvd, Melrose Ohio 45439, number were (937) 395-3008 and (937) 395-5982, with any medical restriction as we were told by management of the Delphi (the Deltras) staff, there's no job for restriction, light duty employees. I had and believe at this time it, my restrictions were lifetime. Many employees went to their doctors to update change there restrictions but not me, I went to update my restrictions with present date to enter into the facility, as I know the games, and tactics I was up against. As I did continue to go through discrimination, hostile environment workplace r. h. l. p.



Sharyl Y Carter  
Case No 3:05cv00035 1/24/14  
just sitting in a job blank, big room with hundreds of employees, as I watch the continue tactic to go on towards me, as I was being watched very closely, the employees witness this treatment toward me, and they question it, and me. I dealt with it silently. Yes I am challenging my layoff in the lawsuit, as this layoff which would be listed in the Arbitration Bargaining Agreement I gave the package to my attorney Mr. Damon to add to my claim, and appeal of my claims. Which again states we should be employed until 2010 or 2011 without no lay off. Yes I experienced harassment and discrimination since returning to work forcible. (See notes dates, and my returning back to work, dates, time, events, who, what, and why). I hope that those massive amounts of notes was added, to my claims as directly by me to Mr. Damon. I ask Mr. Damon to return the notes to me if he did not submit and forward to this court. I was placed back on sick leave for about 2 years, check books and records of the Debtors, and MetLife and National Benefit Center.

E. Plaintiff's Claims I Sharyl Y Carter filed discrimination charges with the Ohio Civil Rights Commission (OCRC) and (EEOC) Equal Employment Opportunity Commission against the Debtors Delphi that they discriminated against me on the basis of race, sex, disabilities, and retaliation that was used against me for filing charges against the Debtors, and for my work place injury caused by the Debtors, and staff



Sheryl Y Carter  
Case No 3, USCA11 13 #144

## II Argument

A. Plaintiff's Race Discrimination Claim fails as a matter of law. 1. Plaintiff cannot prove that she (Sheryl Y. Carter) as stated by the Debtors) was subjected to actionable disparate treatment. Sheryl Y. Carter has been many times free of discrimination, hostile environment, other charges I suffered from the Debtors and their management, staff, unions, employees members. I was fired several times, that's a part of termination of employment, demotion evidenced by decrease in wage, or salary, I was put on sick leave by the Debtors after forcing me back to work not honoring my restriction, to a lesser pay, more than 1/2 of half my salary, wage. It as stated by the Debtors the Sixth Circuit explained if every... action by an employee that makes an employee unhappy or resentful were considered an adverse action - Title VII would be triggered by supervisor criticism or even facial expressions indicating displeasure. For that same reason and matter the Debtors filed bankruptcy in this court, due to all these claims allowed and not allowed against the Debtors. You, they talk about resentful and unhappy, the Debtors, and as stated the Sixth Circuit Court, I would like to see them, or anyone go through what I went through with the Debtors for all these years and see how they fill about some kind of unhappiness, resentment. That's why I ask the courts to allow all my claims against the Debtors.

Sheryl J. Carter  
Case No 3030r 0205. 1/4 of 1/4

And its for the unknown cases, claims, plaintiffs who's gone through this as well, what's there outcome, medical, and mental status. For those who are allowed to hear all these charges, claims, see massive amounts of evidence documents, notes, etc to support everything of claim, I went through a substantive change in employment, from a strong women, until reduce to now working status, and massive medical problems as well as restrictions. The Debtors states that I Sheryl J. Carter enjoyed significant wage gains and has been provided substantial opportunities for overtime earnings. What about the treatment I had to suffer from, and under, during all this time wage gain, overtime earnings. Now can any amount of money wage gain be enjoy when caused allow with the money, you're under severe pain, and suffer massive amounts of medical problems, not being able to enjoy your life as you one did actively before working for the Debtor and their affiliates. Even the matter of enjoying your child, who suffered as well as I did because of Delphi (the Debtor) when you can't play, hold your young child, or have the good horrible times parents enjoy with the children, and family, whereas the enjoyment. Its I written in my notes about the above statements, my daughter was 8 yrs old when I brought her down to Dayton Ohio after leaving her with family for (1) year. By that time I was injured and suffering, from the Debtors treatments

Sharyl Chatter  
Case No 3:03-cv-00105 15 of 44

toward me. I don't see the enjoyment that at all, as well as what my child had to go through as well.

As stated by the Debbas I agree, disagree with the presence of my supervisor in my work area and their oversight of my work, and absences from the production line. Yes I was watched all the time, while they tag team their tactic toward me, supervisor, management, union members, even employees watched me for their supervisors. I was told many times to wait before I can use the restroom, while others employees just walked off their lines without permission (See notes, grievances) I remember one time I almost urinate on myself, I was in tears and went to the restroom, medical office in plant doctors, see their notes as well. I had to protect myself against any more firing, and get a doctors notes stating, I have to use the restroom as needed, check restriction, medical file for this note, and prescription. Jackie continued to closing of plant. I remember an african america guy, was fired for the very same reason I was torture for, in the CVS Plant that closed down. I made sure I was covered, even though I was followed to the restroom, management stood outside the restroom area pretending to talk to other managements. The Debbas states likewise, I was assign to a two person jobs on three of the hundreds of shift I worked, as well as some of the job assignments that I received in breketime. Check grievances, notes, as I wrote every thing down, time, date, who, what where. Location

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It started and ended from. I know for a fact as I worked other jobs close to these areas to witness, two, mostly a three man, or women performing these jobs. Not a hard thing to figure out and to witness, if you have gone through what I had to go through during my employment with the Debtors. I worked a lot of overtime, so have many other employees with the same or lesser time of employment with the Debtors. Books and record would prove that as I ask the courts again to receive from the Debtors. I was over looked, not ask to work overtime when I could have, which I write up grievances, rules to support my proof. I was not paid massive amounts of money due to overtime and grievances I write up. But then I believe just in the grievance I write up, I believe to be about \$22,000.00, as I requested for the Debtors to pay me through Union representatives who handled my grievances, which I then went through all (4) five sets that I needed to go through with Human Resources. All I wanted back then was my money due to me, and to be left alone. No the betic retaliation was what, the more people I involve, and call upon to settle these matters. When I was given the money through grievance in pay letters from the Debtors when contractual overtime equalization errors were made. The Debtors stated I received more than \$2,000.00 in pay letters. I request those books and records as well as all documents, information turned over to the courts and myself.

Sharyl Y Carter  
Case No 3:08-cv-00005 17 of 44

many more errors was made on the Debtors behalf against me, Sharyl Y Carter. to show I did suffer all claims, and charges of my complaint against the Debtors. It is stated by the Debtors, & the Plaintiff's (Sharyl Y Carter) assertion that I was discriminatorily denied overtime opportunities has no basis and should be rejected as a matter of law. I object to that by the Debtor Rejection. If I did not receive discrimination charge from the Debtors, and for overtime offers, why the error in pay letters to me was paid on behalf of the Debtors, and why did union members write up grievances, most, some of the grievances. the union members refuse to write up. I did present all evidence, grievances, documents, information showing proof of my claims, but I am repeatedly ask to give up the very same evidence again and again. The Debtors stated that despite the lack of record evidence I gave and present for the Debtors and my attorney's. Mr. Patrick M. Katchmer, supporting a lost of overtime claim, and that I assert that three (3) white co-workers Mike Risky, Mary Bonham - who had restriction at a point while working for the Debtors, when overtime was offered, and Paul Vickers worked more overtime than me. This is true as I presented the dates, time, jobs, wrote up plenty of grievances through union representatives to prove my claim, also I gave the Debtors a chart and break down of pay, dates time, explanation of this information from my daily notes I took, also giving to my attorney Mr. Katchmer. The Debtors requested I give them a

Shayla L. Carter  
Case No. 3:03-cv-00905 18 of 44

break down of information they already had, just needed, and wanted to know what I had in my possession, just like now, as I continue to be ask by the Debtors of all this information, they already have and know of. The Debtors also states I would have to prove that they, Risley, Benham, Vickus, were "nearly identical" to me in all "relevant" aspects. Check all evidence, books and records of my claims, supporting statement of these matters. The Debtors cause my numerous medical restrictions, and conditions during my employment, tenure with Delphi, Risley, Benham, and Vickus were offered and worked more time than me, rather I had a restriction be not, there were restriction jobs available, I right duty as, Risley, Benham, Vickus perform the same jobs I ~~could~~ could have perform if I was offered the jobs and overtime. Compare there wages to mine, even when deducting my time off on sick leave (surgery) There were times I never got ask to work and I was above them on the equalization list. My question where did the Debtors get all this information from if I did not present any proof of my claims against the Debtors. The Debtors claim that the people in question, or any what about the others I were up grievances, and place on my chart to my Katchmer, Debtor Attorney Lori Clary. As stated by the Debtors Vickus never been subjected to medical restrictions, but he was place on job of light duty and jobs I could have perform. Mr Risley did have a medical restriction for last 30 m.a. 1007 as stated by the Debtors.



Sheryl H. Carter  
Case no 303 cr 00005. 19 of 114

he to perform light duty job I could have if offered the  
overtime. MS, Benham was restricted for just five days in  
June 2002, as stated by the Debtors, she to was given the  
light duty job I could have perform as well. Records were  
falsify and management were fire-terminated when the  
Debtors supposedly have just found out of complaints not  
A supervisor can easy write down you turned down a  
job, or overtime when ask by a supervisor-manager.  
Check all grievances ever made by employees of the same  
statements, complaints I made against the Debtors,  
books, and records, grievances, even claims. I am not the  
first employee or the last one to complaint of this matter  
I's I can speak on how often Riskey, Benham, and Vickers  
may or may not have done so. I would check the overtime  
list and check the hours they worked, and others would tell  
me, At times when the supervisor witness me doing this  
and writing down all information daily noted, they manager  
then changed there ways, and by not writing anything  
next to there name on the equalization list, and they  
management would wait until I left the area and bidding  
and on another shift. If me not being at work for my re-  
striction don't add up until all the other times I wit-  
ness being looked over and not ask then repeatedly told there  
is not job within my restrictions. But many employees  
work who had medical problems, and many did not  
have a job at all, just sat around nothing. I know I  
would question some and and many employees  
would tell me



Sharyl Y Carter RD # 44  
Case No 3,83 cr 0225

or write up other employees who did work over them, see  
grievances, notes, documents for more information. I Sharyl  
Carter stated about about Kisayo, Bonham, Vickers on  
a medical leave. I did support my belief and statements  
complaints on all matters, including me being pass over by  
management, staff of the Debtors. Again I provided and  
gave proof, charts, notes to my attorney Mr. Katchmer and  
the Debtors attorney. I stated I could not show that I Sharyl Y Carter suffered an  
adverse employment action, no evidence that those actions  
were the result of intentional race discrimination. Again I  
stated, and gave massive amounts of proof to all my claims  
why don't the Debtors provide the courts what I presented  
previously, plus there books, records, grievances. Kim Coenke  
did tell me many of times that I can not work due to my  
restriction, medical problems, I wrote Kim Coenke and other  
management for not offering me overtime (see notes, books re-  
Cords, grievances) Also I was set up plenty of times by  
the Debtors management, staff members, and given a  
two man job that 4 men would complete daily, and  
other jobs by which the supervisors knew of but  
stood around watching me, I did question the  
supervisor as to why I had to do a two man  
job several times. I was given a direct order  
to do the job I was told to do. So I will

Sheryl Y Carter 21 of 44  
Case No 3:03-cr-00205

for a committeeman, union representative and wrote the  
supervisor up on charges, complaint and request I be paid  
two times, and stated discrimination in a grievance.  
The Debas was not there at that moment to say I  
did not question the supervisors and staff. I know the  
responsibility of supervisor monitoring how employees  
job performance. There's a difference when your super-  
visors, staff members stand right there and there  
eyes are only on you, when there's about 5 or 6 other  
employees and they are watching and laughing, taking  
the lines to make it seem like I am not working. There's  
a difference when they employees, supervisor, union members, etc  
stand there and only watch me. As well as higher up staff  
and management when they stand there and talk while  
only watching me, no one else. Supervisors would come to  
a corner area and watch, look at me thinking I do  
not see them. I know the differences between a super-  
vised monitoring employee job performance. Check grievance  
and notes on my proof to support the above claims against the  
Debas. I come very close, as the Debas states that I  
come nowhere close to establishing my race actions that  
occurred to and against me by the Debas, staff  
members. - Check books, records, evidence, depositions, notes  
I present to the Debas and there attorneys. I was given  
a right to sue notice on these very same charges.

Sharyl Y. Carter  
Case No. 3:03-cv-00005 22 of 44

Against the Debtors. You don't just wish these claims, complaints if they were not true. I have no reason to make up all these claims, charges, or cause the Debtors will deny it any everything else. I ask the courts to allow my claims, ask the Debtors to produce, present all books and records on my behalf and claims information I ask for. I had no problem coping massive amount of notes, documents information, charts, break down of proof of my complaints, medical reports, history, and information. I ask of the Debtors to do the same.

R. Plaintiff Cannot Prove That She (Sharyl Y. Carter) Was Subjected To An Actionable Hostile Work Environment. I suffer massive amounts of hostile treatment and working environment by the Debtors and the staff members, management even employee were told what, when how to harass me as well. Every supervisor, how supervisor harass me daily, and I kept massive of notes to support my complaints. There were times I went to the medical office. Crying also to union representative office in tears of all the harassment I was given by the Debtors and staff members. I wrote grievances up as well, I can go on and on as I am being ask to repeatedly do so by the Debtors as they deny this ever happening, and that they have no tolerant for this kind of treatment. But the Debtors stand by there staff quietly as these discrimination harassment, hostile environment treatment continues.

Sheryl 4/over 23 # 44  
Case No 3:03 cv 00205

There were several times when Kim Cornele bumped into me on purpose, as she stood there and watch, monitor me as I can into work, as Kim stood there talking to her favorites employees. As I walk toward her and the employee, going to get coffee in break room are from 101 department, pass 107 area. As I approach Kim huffed up and started walking towards me and bump me hard, I was so mad, and huffing, but I continue on to the break area, cool down, and write this harassment down in my notes, which she knows has a lot. This was for me to go off and get fired, terminated but I refuse to let that happen, as I continued to be harassed daily. Kim tried this again another day, but I moved out of her way, widely to prevent this harassment from happening again. A few days after that happen Alex another supervisor tried to do the same as Alex, Kim, an employee was standing in the aisle talking, watching me, as I started walking by the employee walk from around Alex, my right side and tried to bump into me, but this time I did not move and the employee just miss me barely, I just looked at them all and continue on my way. I remember another supervisor Mike Motley walking by me closely almost touching me, and said low, that I smell real good, this was early in the morning. Another case I walked to another department

to make a call to union member or Human Resources, I was followed by managements, supervisor and watch closely as I ended the call. I believe I was calling to ~~report~~ <sup>Sharyl Y. Carter</sup> Report harassment, discrimination, hostile environment and many other complaint I had against the Debtors, and suffer from. I call upon many meeting with plant managers, Human Resources, Union members, Supervisor, etc to stop all this treatment, retaliation against me, but the more I demand meeting or write grievances, notes the worst things got. I also demanded an investigation several times, I witness it on that higher up person stop the harassment, but soon after he quit or change plant, the tactic started up again on worst then prior tactic. I remember a meeting with Barry Qualks several times, and with employee Valarie Cathas on these charges, tactic. But that also did not stop the harassment. Another meeting, Barry Qualks, me Sharyl Y. Carter, Ann Polviren, Tom Munkley, Jim, Chris, Blake Duffe and a supervisor I think, that in house meeting was a plea, the only thing was address were a grievance I wrote and a supervisor wrote me up and I believe I was fine for 30 days, and lost money, overtime ~~off~~ <sup>off</sup>, etc. I then called up Jackie Polk from Delphi, Debtors Nationwide member of charges against, or within the facility, I believe of harassment / Discrimination. I believe the worst was around the facility at this meeting.

going to have one early morning. Everyone, including the supervisor was talking about me and watching me closely. I was not moved, I walked on to talk to Marley E who recorded one I hour meeting, because it was too much to hold, write down. I told of every thing that was and had happen toward me by the Debtors, Staff members. That was not enough time to tell of all I suffered from since the beginning of my employment with the Debtors. I never heard from any one of this matter, just me-Sharyl Y Carter giving the Debtors more information and proof to use against me. My next level was my Lawsue-Complaint against the Debtors as all my evidence I provided and more was used against me, and the Debtors claim to not know of any of my complaint. There is no amount of money that can take the place of what I have been through with this company the Debtors and their affiliates. That's just a small amount of hostile work environment I suffer from the Debtors, this can go on and on and forever.

As stated by the Debtors the Sixth Circuit explains that a difference exists between, "Cognizable harassment, mere annoyance, minor irritations, severe or pervasive harassment. A mere unfriendly work environment is insufficient to establish liability I ask the courts to allow my claims and hostile environment. My notes, grievances, books and records support my claim, witness list, depositions.



Sheryl Y. Carter 26 of 44  
Case No. 3:03-cv-00205

The Debtors stated I have one Race-based comment that Kim Carver use of the phrase "you people". She phrase was used more than one time toward myself, Sheryl Y. Carter, Valerie Gathers, another employee who I can not think of her name right now. We all was harassed, discriminated against, hostile work environment, ~~to~~ torture daily. All three of us wrote Kim Carver up several times, many times in grievances, kept personal notes daily to all these claims against the debtors. A union Representative overheard Kim Carver say this phrase "you people" when we called them down to the floor from upstairs to write Kim Carver up on charges. We Valerie, I and unknown <sup>(Dionne Perry)</sup> woman filed charges with the ~~(NACF)~~ NAACP-DCRC-EBDC, and they filed charges with OSHA, also we had numerous meeting on the inside of the plant facility (the Debtors) before going outside the work place, as we were told that's a no-no and nobody will fight for us, against the Debtors. Later Dionne Perry was fired/terminated, as Valerie ~~Gathers~~ and myself fought hard daily to keep our job, we were target also to be next, but we stay a couple steps ahead, and cut our breaks down to a less time frame, I stayed around my work area to avoid the hostile environment, termination to happen.



Sharyl Chuter R7 of 44  
Case No 3:03-cr-00205

The Debtors needs to add all my complaints of all my claims, notes, deposition, grievances, books and records, evidence I provided to the Debtors and then point out what is annoyance, mind irritation, plenty of series of events that has occurred and I suffer from the Debtors tactic

3. Defendants Took Reasonable Steps to Address Plaintiff's Complaints. Moreover, as stated by the Debtors, defendants took reasonable steps to prevent and correct promptly the alleged harassment. Then why am I suing the Debtors - defendants on these charges. I witness the steps and they were dully noted, and was worst after steps was taken from me. The Debtors listen, wrote up grievances, and then better the tactics more over difficultly and the torture, harassment was worst then before. As stated before and above, the Debtor states in August 2002, I the plaintiff ask Mary Ann Polunow, labor relations representative, for copies of my grievances, personnel files, and medical records. Mary Ann Polunow was aware of my charges, and complaints of harassing, discrimination, and supervisor refusing to give me copies of my information same as now when ask, and requested. After going outside the Debtors facility for charges to be filed against the debtors, I observe my files and all of informations, documents was missing and not in order nor Kim [unclear] and

Sharon Carter 28-4-44  
Case No. 3:03-cv-00045

management refuse to show or give me my files, records, a copy of them. I was told by Kim Canale and other supervisor, management, union representatives, that I could not have a copy of my records files, medical, etc. After massive amounts of complaining, a few meeting was held and finally after all this harassment, discrimination, hostile environment, torture daily, many hrs. Polviner ask me that question, it was too late as I have ask to be left alone, stop tactic toward me. I took a lot of this abuse treatments, before going outside the company (the Debtors) ms. Polviner stated I have to go down to the medical office the next day to pick up my medical file in the plant doctors office, which I was refusal of that file as well. Nobody management, supervisor, union representatives wanted to talk to me, and I was refuse to write up any more grievances. Just stone cold black ball against me, employees were scared to talk to me, as I stand and walked alone the treatment tactic never stop toward me as they continue. I did refuse to write a statement to ms. Polviner, as I have written massive amounts of complaints, grievances, notes on the treat I suffer under, while employee with Delphi (the Debtors) what more could ms. Polviner want from me, or and yes it was stated I needed to write these complaint down before

my file, which is wrong, I gave up enough information <sup>case stored 4 copies 29 of 44</sup> to prove myself plenty of times. Yes Rob Flinch provided me with my records and files, not medical file. But Rob Flinch do so against the Debtors orders and I was privately given the choice to make my own copies of my file for a short time. The Debtors making it sound like they was behind it, Rob's decision to give me access to copy. Why did take all this time, and item, files was place back into my file, but misplace paper work, not in order it should have been in. I can not understand these tactic torture that continued and went on for years, years. As stated by Debtors Tom Munley personnel director at the Dryden Road facility, Jacquelyn PDK, divisional director of Human Resources, and Maria Bagliardo divisional human resources representative spoke with me and investigated my complaints. Yes and that's all it was is investigated, no respect, reply back to me about anything. Again I gave up massive amounts of information and nothing done about it, because the treatment continues. Nothing was found to be true on behalf, but it would be who's side they were on, and employed by. That little amount of work was for me to quiet down and withdraw my complaint, or not file one against the Debtors, my supervisor was not bothered in.

me of this or any complaints, as the Debtors Support  
there waves and action against me. Cheryl Y. Carter  
Delphi (Debtors) stated that my supervisor was re-  
minded commitment to a discrimination and  
harassment-free work environment and that I  
should bring any additional concerns to the  
company's attention so they can be ~~investigated~~  
investigated. I ask the courts to allow my claims  
against the debtors. I also had to contact Jackie  
Polk again later on for the same reason, tactic, and  
treatments from the Debtors, (see notes) as I was force  
back to work for (7) seven months under worst treatment  
hostile environment. The Debtors told me to my face with  
medical department, they the company (the Debtors) will not  
honor my doctors restriction, and I was, or am to do  
as I am told, due to my money ran out while on  
sick leave, at CVC. which I was told do not have  
restriction jobs to do. Then why send, force me back in to  
work for 7 ~~hours~~ months against restriction, and I then  
told to go and find my way to where I need to be.  
and place. I started to say something as the lady  
in the plant doctors office ask me if theres something  
I want to say I looked at her and could not believe  
that this person of high standard, representing the  
Debtors could stand in my face and giving me direct

Stamp 1/21/08 31 of 114  
Case No. 03-03 or 0005

orders and rejecting my doctors (Dr. Frankston-Ward) orders and for her to challenge me to walk back out of the plant on sick, medical leave after I was basically threatened to do so. Again I continue to suffer harassment discrimination, hostile work environment, against my disabilities once again. I was told by a doctor that the Doctors made me go to work against my doctors orders and many of the doctors the company, Delphi sent me to see. This doctor's name was, Jacob I believe, Dr. Jacob told me to be very careful, I'm sure he won't repeat that remark again to anyone. Then Dr. Frankston-Ward gave me restriction, which was not honored, and I was forced to lift, stand, bend, twist and turn heavy trays, parts, racks, containers, stand for hours long, we was working 11 or 12 hrs shift, 4 on and 3 off. I was breathing in hazard chemicals which was hard to do, as I daily noted of the harassment, discrimination, hostile I was subject to for the entire time. Higher up management, staff, union member would watch me only directly, as to who I was making claims - among the bosses and there working. It was the hardest, painful, suffering I had to go through and tactic was worse than before. I was place under Kim Lanele once again, and given severe hostile treatment as was as over looked for over time, which I was painful a couple of times, not all the time. I was set up, employee stabbing machine, spilling, leaking hazard chemicals in my face and clothes, sneakers, constantly which I had to throw away in the garbage. I am

Sharyl Chalker  
case no 3:03cv 00005 32 of 44

fired for several days, as I watch on this daily treatment I was being watch everyday all day, I wrote up many grievances, and several times the committeeman refuse to write up anymore. I made another call to Jackie Polk and repeated briefly of my conditions treatment at work, Jackie Polk clerk was to delay the message to her. I was having severe chest pains, alot with the other pains I had due to working for the Debtors throughout these years. My back, neck, shoulders, legs, arms, pain all over my body, but I was given a direct order to take this or else be without pay, or terminated. I was told by my doctors that I'll have this chest pain for life as I pull a muscle when I return back to work. After 7 months of this horrible treatment I was placed back on sick leave by the Debtors stating that they don't have a job for me with my medical conditions. Check books and records, notes, grievances. There never was a job for me Sharyl Chalker to do in the first place, so why did the Debtors force me back to work to only send me back but the doses, again with low pay from the National Benefit Center / met life. This made my health conditions worst and my back pain and pain all over worst. Oh but the Debtors state that this kind of treatment do exist within there company, Delphi, and affiliates. I remember all this like yesterday and there's much more, check see books, and records deposition, notes that will support all my claims against the Debtors and their actions.



Sharyl 21 Carter  
case no 8:08-cr-00005 33 of 44

I Sharyl 21. Carter continue to suffer from all this hostile treatment the Company-Delphi put me through. Who can make up all this in writing just out of nowhere? massive time, energy.

B. Plaintiff's Sex Discrimination Claim fails As a matter of Law. As stated by the Debtors claim this as well as my claim of race discrimination, and other claims is legally invalid. Yes as ~~deed~~ mention above on supervisor Mike Mutt coming closely to my ear to tell me I smell is did happen. I believe this to be sex discrimination also, I do not take this comment as a compliment, I don't need to hear this or any sexually statement, comment from management, staff members of the Debtors. I guess this is part of the job as well as other job factor that the Debtors allow to happen at the work place. Also the Debtors knew of Mike Mutt drinking habits while on the job, everybody knew of this problems and I mention this as well to union representative, members, investigators, everyone involve, (see notes, books, records). Delphi allow this to go on for years and years, but some was fired-terminated for that same reason, Delphi management, let's see the books and record on everybody who was terminated including African American ones as white.

C. Plaintiff's Disability Discrimination Claim fails As a matter of Law As stated by the Debtors I had to prove that I have disabilities, and was either denied a reasonable accommodation for my disability, or was subject to an adverse employment decision that was made solely because of my disability. See above information, documentation, notes, position, books and records that supports my proof of my disability discrimination claim. I enclosed Antigua moral

Sheryl Carter 344 444  
case no 3:03-cr-00005

addresses, numbers, dates, treatments, if not change or re-located. The Debtor sent me to see one of their doctors on a mental valuation, which I fail that one and another one. (See Social Security Administration file) as well as a company in Dallas TX who view my records with permission and could not make a decision, but somehow, and some way, a unknown doctor I never saw place a document in my file. The Debtor also states the ADA defines "disability" as a physical or mental impairment that substantially limits one or more of the major life activities of such individual. I do believe after the courts review all my information documents, books, records, notes, I provided more than enough information to support my claims on all matters. I don't believe or think my health and mental stage, stress, depression, etc. as temporary minor limitation. My disabilities I suffer from because of the Debtor and their affiliates. I can't possibly falsify my health problems for doctors to make a diagnosis. Why all the paper work involved, notes evidence, names, dates, treatment, medication, if I do not have any disabilities as stated by the Debtor. Since I am an currently active employee, I also request the court to have the Debtor give me life time medical insurance for me and my daughter and a medical retirement as I requested in my complaint previously. If my back injury does not typically qualify as disabilities by the Debtor words, then what do, all of my health together would support my claim and prove this.

Sharyl Y Carter 35 of 44  
Case No 3:03-cr-00065

The reasonable accommodation of my disabilities as stated by the Debtors was reported, and they were informed of accommodation that was needed to support my claims. If the Debtors did not believe or denied getting informed then why the Debtors place me on sick leave continually and make me sign up for Social Security Administration of Sharyl Y Carter did not speculate of my conditions accommodation as stated by the Debtors, these and all my complaints, claims are true and honest reported, provided, presented all the information needed for my claims. The company did fail to create an issue of fact as to reasonably accommodate me as I requested. I did not fail to create an issue of fact as to whether the Company (the Debtors) failed to accommodate me. I provided the attorneys all involve from the beginning of my lawsuit, complaint of this and all matters concerning my claims, cases. As to whether the attorneys forwarded this information I don't know, but from the sound of things, no the attorneys did not forward the information along with other facts information that was to be added to my complaints. I was repeatedly mislead, misrepresented, and now to find out much more was not added to my claims. Since it seems as though I am representing myself please I am doing the best I can to make sure all information documents, notes, grievances, deposition, books, records be added as all document should have from the beginning until present. The Debtors continue to state there's no proof.

Sharyl Y. Carter 30 of 44  
Case No 3:03-cv-00005

See Above and evidence as I repeatedly stated on this statement from the Debtors, on my back problems, me performing my job duties at Delphi, working over 5,000 hours of over time. The Debtors can't state or know that my back condition is temporarily, and interfered with my everyday activities for ~~period~~ periods of time from minutes, half an hour to an hour. I guess the Debtors can state that fact when I was forced to return back to work and given a direct order to perform jobs, and duties far way more than the time I was given a restriction for. No the Debtors-Delphi did not grant my every accommodation I requested, if they did we would not be in court today on my complaints, claims against the Delphi, there would not be massive amounts of notes, evidence, energy time and money spent to prepare my complaints, or anybody else in this matter. The Debtors would deny all charges I Sharyl Y. Carter made, file against the Debtors and affiliates. They have been winning or getting away with these charges for massive amount of years, and my, me being just one more person added to the claims, cases will not make a different. If I did not know whether I had any medical restriction in place on the above occasions, as stated by the Debtors, why was the Debtors, Attorneys and doctors withholding my restriction time after time. The Debtors have all my restriction on there books, records.

original letter 37 of 44  
case no 303cr00005.

and proof that I presented for the Debtors an attorneys, and  
doctors in plant medical office Dr. Ruffner, an staff for years  
as stated by the Debtors missing out of directing and not  
renewing my restriction if false, I renew my restriction every  
time and chance I got, due to my pain and conditions.  
Things got to a point and time where my health problems  
and condition is way more then the amount of money  
the Debtor claim, stated I did not want to miss. I's never  
about the money but when you go, or been treated like I  
have throughout my years of employment, and lay off with  
this company-Delphi (Debtors) it's about principals. You can not  
do all this and damage a person life, health conditions  
and state of mind and get away with it, when so many  
are involve and was, are hurt by the same charges, com-  
plaints as I am and face. the  
this response, and reply is taking me 3 days, full days to  
answer response, reply, also due to my health problems and  
conditions, I just hope that the courts give me an ex-  
tension for more time. I also believe this documents,  
second Supplemental response, reply should have me mail  
to me on January December 28, 2009 as same as the  
notice of adjournment I received for this hearing to  
be more until, or later date, January 31, 2010. I mailed  
that copy previously, and its enclosed again as I ask  
for more time to allow my reply, response to reach this  
Court, attorney involve. Thank You.

Story 14 after 38 of 44  
Case no 303 of 0005

Delphi, the Debtors has all the proof and evidences, notes  
grievances, deposition report, medical, and more on my behalf  
to support all my claims, complaints. I ask the courts to allow  
all my claims, cases against the Debtors and affiliates debtors.  
D. Plaintiff's Age Discrimination Claim Is A Matter of Law.  
As the Debtors states, however, the Age Discrimination in Employment  
Act extends only to "individuals who are at least 40 years of age."  
So anybody can discriminate against an employee under that  
age of 40 yrs old and get away with it, as time goes on  
and by the age of 40 or 39 yrs old they can or may be termi-  
nated or can't work, or be hire under these conditions to file  
a claim, complaint against employer. Since I was 39 yr old  
when taken the deposition, I was force to go back to work  
after I was 40 yrs old to make this claim untrue, but I  
continue to suffer discrimination, harassment, over looked on over-  
time, fire, set up, not honoring my medical restriction, and more  
as describe above and previously. My evidence, books, records,  
notes support my claims. I am now 45 yrs old, I was not  
allowed to go into the Job Bank before the plant closing. I  
was kept at a lower rate of pay, when employees just sat a-  
round talking, playing, sleeping for about several weeks months.  
I can't remember the time, but it's close in time range.  
But I was again force to go back into the plant when  
no one was, or all lines were pack up, the clean up  
crew was in there, it, the plant was empty except for  
big trucks parked inside, as I wanted to see the  
plant nurse for my sign out status, so I can



Sharyl Y. Carter  
Case No 3:83-00005 39 of 44

Collect Unemployment Benefits, when they were to start up. My doctor (Les Agnew + Agnew) gave me the prescription notice, as I believe they were told to do so, when they had to fill out paperwork from the Debtors. My claim should not be dismissed as the Debtors stated, I ask the courts to allow my claim, and all claims against the debtors.

E. Plaintiff's Claim for Compensation for Workplace Injuries

13 Exempt By Ohio's Workers Compensation Act As stated by the Debtors Under Ohio law, employers complying with Ohio's Workers Compensation statute, "shall not be liable to respond in damages at common law or by statute for any injury... Received or contracted by any employee in the course of or arising out of (her) me Sharyl Y. Carter employment... Employees can sue for workplace injuries outside the workers' compensation system only if they prove 1) Knowledge by the employee of the existence of a dangerous process, procedure, instrumentality or condition within its business operation 2) Knowledge by the employer that if the employee is subjected by his employment to such dangerous process, procedure, instrumentality or condition, then harm to the employee will be a substantial certainty and 3) that the employer, under such circumstances and with such knowledge, did act to require the employees to continue to perform the dangerous task. I Sharyl Y. Carter claim, ~~case~~ against the Debtors. (See notes, evidence, deposition, ~~graffiti~~ books, records, medical records, my injuries that occurred while performing my job with

Shay 1/2/08  
Case 1:08-cv-00341-MS N/D 4/14

duties while working for the Debtors, as stated by the Debtors of my back, neck, and other while working in Dept 101, is within the scope of workplace injuries covered by Ohio's Statutory bar for workplace injuries. If the Debtors knew of this and attorneys who represented by me, the Debtors why deny these charges from the beginning, or not mention this factor and mislead, misrepresent me for years to waste time and let time expire on my workers compensation claim, workplace claims. My 1st Attorney Donna Dietrich (deceased) 1313 Talbot Tower First & Ludlow Street, Dayton Ohio 45402 - (937) 223-4400. Mr. Katchmar who was to add in my complaint, claim against the Debtors (937) 224-0036 at that time. After the passing of Ms. Dietrich that attorney ~~was~~ from would not represent me, and they kept all my records, files, as the next step was to complaint in Federal Courts, for which I did so then, and now. Then I hired, or ask Mr. Todd E. Kime & Associates at 550 Wards Corner Road Suite 102, Loveland, Ohio 45150, can not locate phone numbers. I later on August 30, 2007 wrote Mr. Kime a letter dismissing him, Mr. Kime & Associates clerks refuse to go forward on my claim, and also refusing to mail me all my records, documents I present to him, and what Mr. Kime received from the Debtors, again I was misled and miskept on yet more attorneys after attorneys, as they tell me they can't or will not go up against the Debtors. Many attorneys turned me down coldly. Then I was contacted against rules and regulation from Bevan & Associates LPA, Inc. Attorney At Law - Bevan Professional Building

Shaw/24. 01/27/10  
Case No 3:03 cr 00005 4/1 of 111

10360 Northfield Road, Northfield, Ohio 44067 - Toll Free No.  
877-873-2879, Akron (330) 450-0088, Cleveland (330) 467-8571  
Fax No (330) 467-4493 = Thomas W. Beran, Patrick M. Walsh,  
and Christopher J. Stefanick, which on October 20, 2008 wrote  
a letter stating they can no longer help me, do not see any  
opportunity to reverse the denial on my workers compensa-  
tion claim, but that did not stop them to go into my other  
claim Social Security Administration file, while having me  
sign a form for them to do so in order to help me  
win my claim. Again mislead and misrepresentation by  
Attorneys who claim to help me, but delay the process,  
gather up all my files, records, and to do who know what  
with it. The Debtors continue to deny me being hurt on the  
job, but refuse to provide me and the courts the evidence  
I present for my proof, and support of my claims.

F. Plaintiff's Claim fail to matter of law for Procedural Reasons  
As stated by the Debtors. 1. Plaintiff's Claims Against The Individual  
Defendants are legally impermissible Under Title VII, The ADA  
and the ADEA states the Debtors, I did and do believe  
that the Debtors and Tom Munk, Mary Ann Polvina, and  
Jacqueline Puk should be liable due to the Debtors stating  
that no ~~for~~ sue or their staff tolerates these tactics, when  
I complained year after year day after day about  
what I suffered and how I was treated by the Debtors  
and their staff members. If a company allow such  
hostile, and horrible treatment and tactics to happen  
to their employees then the company the Debtors

and there affiliates should be liable. If this was not to have happen in the first place, we would not be in this court on all these claims, cases. The only thing beside investigations was to keep this a secret, and not allowing or trying to prevent me from continue my claims, complaint against the Debtors and affiliates debtors. At what merits, (or lack thereof) do the Debtors think my complaints and charges fit under, if not against the Debtors. I could have listed all the supervisory management, union representatives, Human Resources, every one who place me under such harsh, hostile, harassment, discrimination, assault with the Debtors knowledge that all above and that but my notes, grievances, books, records, medical conditions, file, evidence, documents, and many more tactics daily, year after year. They fall under some, principles.

2. Plaintiffs Age, Sex And Disability Discrimination Claims  
Fail To A Matter of Law Because Shell (Sharyl) Carter  
Did Not Satisfy The Procedural Prerequisites for Filing  
A Civil Lawsuit. As states the Debtors. I filed these charges and take I Sharyl Y. Carter stated in above and previously response, reply, everywhere I went to file these charges complaint, three agency I mention above and before, previously refuse or did not complete my filing correctly. I continue to be mislead, misrepresented, misguides, lied to and avoided filing the, my correct information, as this there jobs to support clients when they come to them for help.

Sharyl Y. Carter 43 of 44  
Case No 3:03cv00005

I ask of the courts to allow my claims against the Debtors  
Sharyl Y. Carter filed charges with several state agency  
but again I was told the wrong information, same as  
I stated previously on the reasons these state  
agency did not help me. You EBUC gave me a right  
to sue notice, so somebody knew or knew of the mis-  
takes that was made. I don't believe you can get  
a right to sue notice under the grounds of not  
providing information documents, evidence to support your  
my claims against the Debtors, or anyone in that matter.  
As Debtors state quite simply if a claimant does not first  
present a claim to the EBUC, that claim may not be  
brought before federal courts. I presented my claims  
against the Debtors to the agency (MHAEP-DCRE-EBUC)  
and in the past, facility of the Debtors, some agency  
would not take my complaints, case. If the EBUC  
charge ~~only~~ alleged only race discrimination, than  
more was supposed to be added to my charges, and  
claims against the Debtors. My claims for age and  
sex and disability discrimination should not be barred  
as the Debtors requested. I ask the courts to  
allow my claims against the Debtors and affiliates.  
3. Certain of Plaintiff's Claims Are Time Barred. As  
the Debtors stated to the extent plaintiff, me Sharyl Y. Carter  
challenges actions occurring more than 300 days  
before ~~she~~ I filed my administrative charge,  
those claims are likewise barred.

Shayf Z. Carter  
Case 1:03-cv-00003 4/4 of 4/4

I Shayf Z. Carter was Repeatedly told by the Debtors attorney Kutzman Ocean Consultants that I have no claims against them, the Debtors. When you delay tactic are on purchase, and meant to go over the time frame, I filed charges well within the 300 days time frame, also I filed charges with the Debtors on, or in the past, then later I continue to file charges and complaint against the Debtors Repeatedly. Again my claims should be allowed by the courts, I ask of this, and ask the courts to check all the evidence, information, etc that supports my claims against the Debtors.

Shayf Z. Carter



Sharyl J. Carter  
Health Problems

1. Lung Disease - Multi-Airways
2. Thyroid - Hyper.
3. Heart problems.
4. Chest pain
5. BACK / NECK pain
6. Anxiety - Depression
7. Arthritis
8. Fibromia.
9. Carpal Tunnel Rt & Lt Hand
10. Sacro Nerve Rt & Lt Side now stop

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12

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Prescription

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Williamsville, New York 14221 Fax (716) 626-9193

Oct 28, 2009 at 9:00 am - Dr. Leonard Kaplan MD - Back

Dr. Prem K. Tambar, MD - Rheumatology  
151 Buffalo Avenue Suite 210 (716) 282-3310  
Niagara Falls, New York 14303  
Nov 5, 2009 @ 12:00 noon - Check over for Dr. Good week  
Nov 20, 2009 at 1:00 pm - Dr. Good week for Dr. Tambar

Quest Diagnostics - Blood work per Dr. Tambar  
1408 Pine Avenue, Albany 12201 (716) 285-4619  
Nov 6, 2009 - for Dr. Good week Fax 285-9548

Samian Bengalia for Social Security Admin  
April 13, 2009

miami Valley Hospital - mammogram Suite 4120  
April 29, 2009

Dr. Pravina V. Mehta M.D. - (716) 285-1396  
550 Main Street  
Niagara Falls, NY 14301

fax (416) 285-2497

Full exam =

Aug 24, 2009 - EKG - Cholesterol

Sept 29, 2009

met for cdd - follow up.

Thyroid  
Labetic Test  
MRI  
Blood work  
Phys. C.

Nebulizer w/ Pralatorium / Albuterol  
every 4 hrs. 11/2/09

Oct 29, 2009 - 2<sup>pm</sup>

Dec 17, 2009 3<sup>pm</sup>

11/11/09 - 11/2/10  
Pick up / Pick up

Pulse oximetry testing overnight-APH (V-24-Port) Serial no # 125 32288  
Jan 17, 2010 3<sup>pm</sup>

Dr. Mary Remelino - (716) 986-9199  
Community Health Center of Buffalo Inc.  
462 Elder Street  
Buffalo, NY 14215 - Family Physician -

Sept 30, 2009  
Blood work

Advar 10/50 12 months supply  
Nasonex 12 months supply  
Ibutorol

mammogram test / Prescription Hand brace / Carbo Tunnel Test

Dr. Agarwal Apt Feb 5<sup>th</sup>, 2009 at 2:15 (Husband)  
Amitriptyline 25 mg  
Breathing Test (machine)  
Pulse Test

miami Valley Hospital - Dr. Lani Akuthota MD / Benjamin J. Gull  
mb csg  
EMG Test at 11:00 am Feb 6, 2009  
Carbo Tunnel refer by Dr. Stephanie Fenneta-Waer

Dr. Gordon Harris apt. Feb 11, 2009 at 9<sup>am</sup>  
5460 Beth main street  
Dayton Ohio 45415 (937) 274-2226  
mental Status Evaluation

by ref. ms. E. BERNARD - Rehabilitation Services Admin  
Bureau of Disability Determination  
Sec. Sec.

Dr. Agarwal - Asha March 12, 2009 = Physical - MEBS  
1) EKG / Int. March 19, 2009 = RESULTS / MEBS  
2) Chest X-ray + PA.  
3) Bronchodilation / Asthma test - Breathing / Sinusitis (acute)  
4) Special Collection / sputum - sputum

Checkup - mts June 25, 2009

Check up / mts /  
Sec Sec paperwork. July 18, 2009

720 S. Lullow Street  
Dayton OH 45405

Dr. K. GREENE 7/18/07 let work

Dr. Almazan 7/27/07 workers com.

Dr. Teresa Mearns (K. Foster office & address)  
5/21/06

Lindemann Physical Therapy  
Raymond G. Goss R.  
W. 42  
(Kettering) 3712 Wilmington Pike  
Dayton OH 45429 (937) 294-2096

1010 W. 12th Ave Pain Specialist  
Dayton OH 45432 (937) 252-2880  
Dr. Arvi Asot MB. 1/9/2007

Physical work performance evaluation 255-0068  
Nivalcare Rehabilitation  
816-18 Old Troy Pike Huber Heights OH 45427  
John Kellert 1/10/06

Dr. Asha Agarwal  
7405 Brandt Pike  
Huber Heights OH 236-2155  
to present.

Dr. Hugh Monahan  
30 East Apple St.  
Dayton OH Suite 1023  
268-2088



# Sheryl J. Huber Medical History Cont <sup>7</sup>

7. Dr. Clary Fenista (937) 233-0132  
 Dr. Stephanie Fenista-Ward  
 Dr. Harry Fenista  
 6096 Brandt Pike 1/99 to Present  
 Huber Heights OH 45424

8. Dr. Robert Schriber Fax (937) 223-9792  
 (937) 223-4012  
 130 West 2nd Street Suite 1430 Rheumatology  
 Dayton OH 45402 2/11/04 to Present.

9. Dayton Medical Imaging  
 1001 South Main Street (937) 836-9729  
 Englewood, Ohio 45322  
 Fax (937) 898-5615

Group of 20th Medical Hk'ry List

6

- 1) Delphi Automatic System, Inc. - 395-3001/395-5904  
 Dr. Ruffner + Staff (937) 395-5072  
 3535 Kettering Blvd  
 Moreau OH 45439 3/98 to present
2. Dr. Charles Lemiejan (937) 298-3800  
 Pain management Inc.  
 55 Elva Street Suite 100 1/20/05  
 Vandalia OH 45377
3. Dr. Cythania Z. Africk (937) 208-2088/208-2577  
 30 E Apple Street Suite 6254  
 Dayton OH 45409 1/30/05
4. Dr. Marcus E. Aronow (937) 298-4417  
 3205 Woodman Ave  
 Dayton OH 45420 12/16/03
5. Dr. David Seymour (937) 435-3620  
 2591 Miami burg / Centerville  
 Dayton mall Suite 300 4/12/05 thru 6/29/05  
 Centerville OH 45459
6. RS Medical Vest - By Kevin Ford - 1877-324658  
 14401 SE 1st Street - (360) 892-0339 1-800-935-7763

Sheryl Y Carter

Medical History Cont.

5.

Southview Hospital 2/1/05

1. Dr Scott West - (937) 438-6465  
Neurosurgical Care Incorporated.  
1989 Miamiburg - Centerville Rd Suite 280  
Centerville, OH 45459

Grandview Hospital (937) 224-0812  
434 W. Grand Avenue  
Dayton OH

1. Therapy 9/27/05 to Present. 1/10/06  
Joanne 226-3238 + 226-3341  
Tara - Renee - Tina

2. X-Rays Chest/Lungs. 9/22/05
- 3.

MED WORK

725 S. Ludlow Street  
Dayton OH 45402

1 Dr. K. Greene

1/15/11

Sharel J. Carter Medical History Unit  
Lob Samarian North Hospital Unit.

8. Therapy: Anderson.

Melissa - 567-5950

10/20/03 thru 11/19/03

3/22/04 thru 4/8/04 + 6/

Ramswamy Bathini - 4/27/04 - 5/12/04

Bruc Hall 10/26/04 2/20/04 - 3/21/04

Par. Bf/Holushiolosa - 5/11/04

Ron Seiter 8/19/03 - 9/17/03

Ganette Mullins 10/30/03

8/19/03

9. Tens Unit.

10. Dr. Vandaelius - (937) 224-8200 + 208-9531  
627 East West Street  
Dayton OH,

EMG

9/7/04 - 9/21/04 + 10/5/04 + 10/27/04

~~#1 Tested Carbon Tunnel~~  
~~12. Stress Test.~~

Good Samaritan Hospital,  
2222 Philadelphia Ave  
Dayton OH 45406

(937) 278-2612

1. Pulmonary Test lungs - 2004

Miami Valley Hospital cont 3

11. Dr. Townsend Smith III  
Pain management Center  
Wright Health Building  
1222 S. Patterson Blvd Suite 390  
Dayton OH 45402 (937) 208-272  
2002 + 2004
12. 3x Injections Shots. Lower Back.  
5/20/04. 5/27/04 6/3/04

Good Samaritan North Hospital (937)  
900 North Main Street 279-5757  
Dayton OH 45415

1. MRI 7/27/04
2. Caeko Tunnel
3. EMO. 9/21/04
4. X-Rays - 7/27/04
5. Radiology 7/27/04
6. Stress Test 10/24/04
7. Pulmonary Function Test - 10/10/03

Very Conf

Miami Valley Hospital  
1 Wyomung Street  
Dayton OH - (937) 208-8000  
45409

1. Dr. Pedoto - (937) 208-4615  
30 East Apple Street Suite 4200  
Dayton OH 45409
2. X-Rays - 6/21/02 + 9/20/02
3. X-Rays Back - 11/19/98
4. X-Rays Chest 1/29/03
5. EMG + - Summary Nerve Conduction 9-20-02
6. Shots to lower Back
7. MRI 8/29/02
8. Therapy - 6/21/02 thru 7/18/02  
Candace Pile + 6/25/02 - 7/25/02  
Pam Herliath 1/17/03  
Michelle Evans 1/29/03 - 2/24/03
9. Radiology - Michael Gregg 8/29/02
10. Dr. Maupin - (937) 434-6456  
245 West Elmwood Drive  
Centerville OH 45459  
2x Breast Reduction  
12/15/99 + 11/4/01



92 Noddy Lane #2  
 Dayton OH 45415  
 (937) 890-0176

Medical History

St. Francis Hospital - (937) 229-6692  
 Franciscan Sports Medicine Center  
 One Franciscan Way  
 Dayton OH 45408

1. Dr. Stevens - (937) 229-6617
2. Dr. David Seymour - 11/26/99
3. Carbon Tunnel Test.
4. Therapy 2x session
  - Angie West 3/3/99 - 4/1/99
  - Lonna Piekutsluk 3/3/99 - 5/3/99
  - Billy Cannazozzi - 7/12/99 - 8/11/99
  - Bryan Ackerson }
  - Christine M. Linnas - 7/21/99

these chapter 11 cases, or to further object to claims that are the subject of the Thirty-Fourth Omnibus Claims Objection, on any grounds whatsoever.

3. Nothing contained herein shall constitute, nor shall it be deemed to constitute, the allowance of any claim asserted against any of the Debtors.

4. This Court shall retain jurisdiction over the Reorganized Debtors and the holders of Claims subject to the Thirty-Fourth Omnibus Claims Objection and determine all matters arising from the implementation of this order.

5. Each Claim and the objections by the Debtors to each Claim addressed in the Thirty-Fourth Omnibus Claims Objection, and set forth herein, constitutes a separate contested matter as contemplated by Fed. R. Bankr. P. 9014. This order shall be deemed a separate order with respect to each such Claim. Any stay of this order shall apply only to the contested matter which involves such Claim and shall not act to stay the applicability or finality of this order with respect to the other contested matters covered hereby.

6. Kurtzman Carson Consultants LLC is hereby directed to serve this order in accordance with the Claims Objection Procedures Order.

Dated: New York, New York  
December 31, 2009

/s/Robert D. Drain  
UNITED STATES BANKRUPTCY JUDGE

number 16849; and after due deliberation thereon; and good and sufficient cause appearing therefor,

IT IS HEREBY FOUND AND DETERMINED THAT:<sup>1</sup>

A. Sharyl Yvette Carter, the holder (the "Claimant") of proof of claim number 16849, was properly and timely served with a copy of the Thirty-Fourth Omnibus Claims Objection, a personalized Notice Of Objection To Claim, a copy of the Order Pursuant to 11 U.S.C. § 502(b) And Fed. R. Bankr. P. 2002(m), 3007, 7016, 7026, 9006, 9007, And 9014 Establishing (i) Dates For Hearings Regarding Objections To Claims And (ii) Certain Notices And Procedures Governing Objections To Claims (Docket No. 6089) (the "Claims Objection Procedures Order"), the proposed order with respect to the Thirty-Fourth Omnibus Claims Objection, and notice of the deadline for responding to the Thirty-Fourth Omnibus Claims Objection.

B. The Claimant submitted a response to the Thirty-Fourth Omnibus Claims Objection (Docket No. 18457).

C. On November 18, 2009, DPH Holdings Corp. ("DPH Holdings") and certain of its affiliated reorganized debtors in the above-captioned cases (together with DPH Holdings, the "Reorganized Debtors") filed the Notice Of Sufficiency Hearing With Respect To Debtors' Objection To Proofs Of Claim Nos. 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 2539, 3175, 5408, 6468, 6668, 7269, 9396, 10570, 10571, 10835, 10836, 10964, 10965, 10966, 10967, 10968, 12251, 13464, 13663, 13699, 13730, 13734, 13863, 13875, 14334, 14350, 14751, 15071, 15075, 15513, 15515, 15519, 15520, 15521, 15524,

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<sup>1</sup> Findings of fact shall be construed as conclusions of law and conclusions of law shall be construed as findings of fact when appropriate. See Fed. R. Bankr. P. 7052.



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Ref: DELPHI JCP MEMPHIS 23782-2  
Dept: Delphi Corporation

SHARYL YVETTE CARTER  
1541 LA SALLE AVE NO 1  
NIAGRA FALLS, NY 14301

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1/27/2000  
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1/27/2000

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
155 North Wacker Drive  
Chicago, Illinois 60606  
John Wm. Butler, Jr.  
John K. Lyons  
Ron E. Meisler

- and -

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
Four Times Square  
New York, New York 10036  
Kayalyn A. Marafioti

Attorneys for DPH Holdings Corp., et al.,  
Reorganized Debtors

DPH Holdings Corp. Legal Information Hotline:  
Toll Free: (800) 718-5305  
International: (248) 813-2698

DPH Holdings Corp. Legal Information Website:  
<http://www.dphholdingsdocket.com>

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----	x	
	:	
In re	:	Chapter 11
	:	
DPH HOLDINGS CORP., <u>et al.</u> ,	:	Case No. 05-44481 (RDD)
	:	
Reorganized Debtors.	:	(Jointly Administered)
	:	
-----	x	

NOTICE OF ADJOURNMENT OF CLAIMS OBJECTION HEARING WITH  
RESPECT TO REORGANIZED DEBTORS' OBJECTION TO PROOF  
OF CLAIM NUMBER 16850 FILED BY SHARYL Y. CARTER

("NOTICE OF ADJOURNMENT AS TO SHARYL Y. CARTER'S  
PROOF OF CLAIM NUMBER 16850")



Debtors and making distributions (if any) with respect to all Claims and Interests ...." Modified Plan, art. 9.6.

PLEASE TAKE FURTHER NOTICE that on November 18, 2009, the Reorganized Debtors filed the Notice Of Sufficiency Hearing With Respect To Debtors' Objection To Proofs Of Claim Nos. 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 2539, 3175, 5408, 6468, 6668, 7269, 9396, 10570, 10571, 10835, 10836, 10964, 10965, 10966, 10967, 10968, 12251, 13464, 13663, 13699, 13730, 13734, 13863, 13875, 14334, 14350, 14751, 15071, 15075, 15513, 15515, 15519, 15520, 15521, 15524, 15525, 15532, 15584, 15586, 15587, 15588, 15590, 15591, 15592, 15593, 15594, 15595, 16175, 16591, 16849, And 16850 (Docket No. 19108) (the "Sufficiency Hearing Notice") scheduling a sufficiency hearing (the "Sufficiency Hearing") for December 18, 2009, at 10:00 a.m. (prevailing Eastern time) in the United States Bankruptcy Court for the Southern District of New York, 300 Quarropas Street, Room 118, White Plains, New York 10601-4140 to address the legal sufficiency of each Proof of Claim and whether each Proof of Claim states a colorable claim against the asserted Debtor.

PLEASE TAKE FURTHER NOTICE that pursuant to paragraph 9(a)(ii) of the Order Pursuant To 11 U.S.C. § 502(b) And Fed. R. Bankr. P. 2002(m), 3007, 7016, 7026, 9006, 9007, And 9014 Establishing (i) Dates For Hearings Regarding Objections To Claims And (ii) Certain Notices And Procedures Governing Objections To Claims, entered December 7, 2006 (Docket No. 6089) (the "Claims Objection Procedures Order"), the Sufficiency Hearing with respect to proof of claim number 16850 is hereby adjourned to January 21, 2010.

PLEASE TAKE FURTHER NOTICE that the Sufficiency Hearing will proceed in accordance with the procedures provided in the Claims Objection Procedures Order unless

Dated: New York, New York  
December 24, 2009

SKADDEN, ARPS, SLATE, MEAGHER  
& FLOM LLP

By: /s/ John Wm. Butler, Jr.

John Wm. Butler, Jr.

John K. Lyons

Ron E. Meisler

155 North Wacker Drive

Chicago, Illinois 60606

- and -

By: /s/ Kayalyn A. Marafioti

Kayalyn A. Marafioti

Four Times Square

New York, New York 10036

Attorneys for DPH Holdings Corp., et al.,  
Reorganized Debtors

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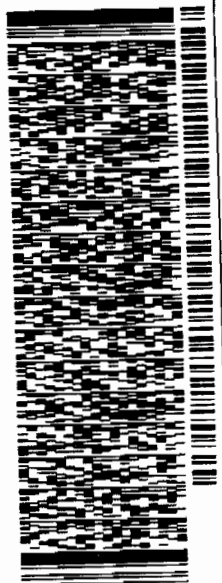
TO SHARYL Y CARTER

1541 LASALLE AVE #1

NIAGRA FALLS NY 14301

REF: APS

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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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	:
In re	:
	:
MOTORS LIQUIDATION COMPANY, <i>et al.</i> ,	:
f/k/a General Motors Corp., <i>et al.</i>	:
	:
Debtors.	:
	:
-----X	

Chapter 11 Case No.  
09-50026 (REG)  
(Jointly Administered)

**NOTICE OF MATTERS  
SCHEDULED FOR HEARING ON JANUARY 14, 2010 at 9:30 a.m.**

Location of Hearing: United States Bankruptcy Court for the Southern District of New York,  
Alexander Hamilton U.S. Custom House, before the Honorable Robert E.  
Gerber, United States Bankruptcy Judge, Courtroom 621, One Bowling  
Green, New York, NY 10004-1408

**I. CONTESTED MATTERS:**

1. Debtors' First Omnibus Objection to Claims (Amended and Superseded Claims)  
[Docket No. 4622]

Response Deadline: January 7, 2010 at 4:00 p.m.

Response Filed:

- A. Response of Del Norte Chevrolet-Olds and Larry Allen (the "**Del Norte Response**") to Debtors' First Omnibus Objection filed by Lowell F. Sutherland on behalf of Del Norte Chevrolet-Olds and Larry Allen [Docket No. 4778]

Reply Filed: None to date.

Additional Document(s): None to date.

Status: This matter will be going forward except for the Del Norte Response, which has been adjourned to a future hearing date to be confirmed with Chambers.

Response Deadline: January 7, 2010 at 4:00 p.m.

Response Filed: None to date.

Reply Filed: None to date.

Additional Document(s): None to date.

Status: This matter will be going forward.

5. Debtors' Fifth Omnibus Objection To Claims (Claims with Insufficient Documentation) [**Docket No. 4626**]

Response Deadline: January 7, 2010 at 4:00 p.m.

Response Filed: None to date.

Reply Filed: None to date.

Additional Document(s): None to date.

Status: This matter will be going forward.

Dated: January 12, 2010  
New York, New York

/s/ Joseph H. Smolinsky

Harvey R. Miller

Stephen Karotkin

Joseph H. Smolinsky

WEIL, GOTSHAL & MANGES LLP

767 Fifth Avenue

Telephone: (212) 310-8000

Facsimile: (212) 310-8007

Attorneys for Debtors  
and Debtors in Possession

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U.S. BANKRUPTCY COURT  
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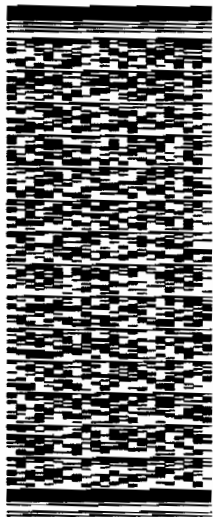
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Account: 5 345812520  
Ret: DELPHI JCP MEMPHIS 24291-1  
Dept: Delphi Corporation  
SHERYL Y CARTER  
1541 LASALLE AVE NO 1  
NIAGARA FALLS, NY 14031



PRF 24291-1

Hearing Date and Time: January 21, 2010 at 10:00 a.m. (prevailing Eastern time)  
Supplemental Response Deadline: January 19, 2010

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
155 North Wacker Drive  
Chicago, Illinois 60606  
John Wm. Butler, Jr.  
John K. Lyons  
Ron E. Meisler

- and -

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
Four Times Square  
New York, New York 10036  
Kayalyn A. Marafioti

Attorneys for DPH Holdings Corp., et al.,  
Reorganized Debtors

DPH Holdings Corp. Legal Information Hotline:  
Toll Free: (800) 718-5305  
International: (248) 813-2698

DPH Holdings Corp. Legal Information Website:  
<http://www.dphholdingsdocket.com>

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----	X	
	:	
In re	:	Chapter 11
	:	
DPH HOLDINGS CORP., <u>et al.</u> ,	:	Case Number 05-44481 (RDD)
	:	
Reorganized Debtors.	:	(Jointly Administered)
	:	
-----	X	

REORGANIZED DEBTORS' SECOND SUPPLEMENTAL REPLY TO  
RESPONSE OF SHARYL Y. CARTER TO DEBTORS' OBJECTION TO  
PROOF OF CLAIM NUMBER 16850 FILED BY SHARYL Y. CARTER

("SECOND SUPPLEMENTAL REPLY REGARDING  
SHARYL Y. CARTER'S CLAIM NO. 16850")

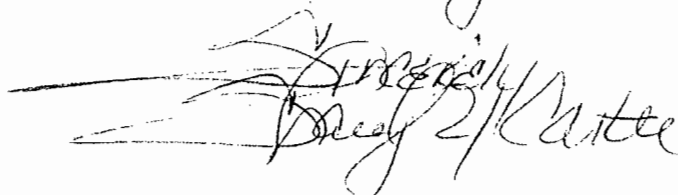
January 4, 2009

Honorable Robert L. Ream  
United States Bankruptcy Judge  
ONE Bowling Green Room 1632  
New York, New York 10004

I Shari J. Carter reside  
at 1541 Lasalle Street #1, Niagara Falls,  
New York, 14301, my numbers are  
(716) 282-3624, (937) 352-8072

Enclosed are copies, documents  
that is stating my claims may  
be Duprates under (Re) two different  
books, United States Bankruptcy Courts  
for my claims against the Debtors  
and their affiliates. There are (Re)  
two different Judges, Case No. 89-5506  
(Ree) Case No. 95-44481 (RBB) jointly  
Administered. I mailed copies to  
Belchi, Corporation Attorney - Kutztown  
Consultants, and Courts, and General  
Motors Company Attorney, Weil Gotshall &  
Manges LLP and The Garden City  
Group and Courts.

I am respectfully requested that  
all my claims be allowed and granted  
and to be placed in the proper courts  
that the Debtors filed bankruptcy in first.

  
Shari J. Carter

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282

Courts under different Honorable Judges  
Robert D. Dean and Robert C. Gable and  
unknown Judges and Courts I ask and  
respectably request the courts to place  
all my claims in the one court under  
one Judge that all these Chapter 11  
case started, which to my knowledge  
would be Honorable Judge Robert D. Dean.  
I May 21, 2009 enclosed a copy  
of the envelope and first 10 pages of  
documents I received previously.  
Thank You.

Gregory J. Carter

1 of 2

January 8, 2010

Honorable Robert E. Gerber  
United States Bankruptcy Judge  
One County Court Room 621  
New York New York 10004

I Sheryl Z. Carter resides at  
1541 Lake Avenue #11, Niagara Falls, New  
York 14301. My phone numbers are (937)  
302-8972 and (416) 282-3624.

Enclosed are copies of documents  
I received on January 7, 2010 from  
Mackall Crouse + Mack, PLC - Att.  
Timothy B. Moratzka (#175038) 1400 AT+T  
Tower - 901 Marquette Avenue - Minneapolis  
MN 55402. Telephone no# (612) 305-1400  
Fax (612) 305-1414. In the Court  
of United States Bankruptcy Court  
Southern District of New York In re  
Chapter, LLC et al - Debtors - Chapter 11  
Case no: 09-50002 Requesting for NO  
future electronic notices. I Sheryl Z.

Carter request the courts to have all  
letters in the above courts to continue  
to have the letters, mail me any docu-  
ments electronically. I disagree with the Debtors.

I don't know if these cases are  
the same as previously documents and  
case was 05-44481 (RIS) and case  
no. 09-50002 (RIS) in the same above

282

Courts under different Honorable Judges  
Robert D. Beam and Robert C. Gable and  
unknown Judges and Courts I ask and  
Respectable, request the Courts to place  
all my claims in the one court under  
one Judge that all these Chapter 11  
case started, which to my knowledge  
would be Honorable Judge Robert D. Beam.  
I Sheryl J. Carter enclosed a copy  
of the envelope and first 10 pages of  
documents I received previously.  
Thank You.

Sheryl J. Carter

1 of 2

January 8, 2010

MEM - Mackall Crowe & Moore PLLC  
Attn Timothy B. Moratzka  
400 AT&T Tower  
901 Marquette Avenue  
Minneapolis, MN 55402

I Sheryl Z. Carter resides at  
1541 Lakehurst Avenue #11, Niagara Falls, New  
York, 14301. My phone numbers are (937)  
302-8072 and (716) 282-3624.

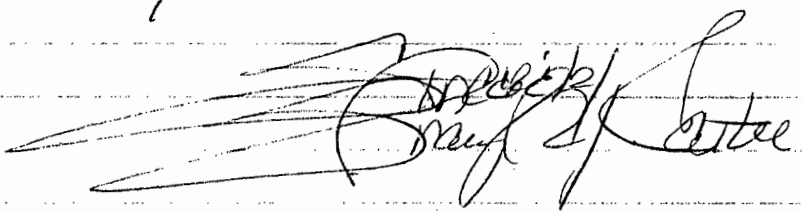
Enclosed are copies of documents  
I received on January 7, 2010 from  
Mackall Crowe & Moore, PLLC - Attn:  
Timothy B. Moratzka (#75038) 400 AT&T  
Tower - 901 Marquette Avenue - Minneapolis  
MN 55402. Telephone no# (612) 305-1420  
Facsimile (612) 305-1414. In the Court  
of United States Bankruptcy Court  
Southern District of New York In re  
Chapter, LLC et al - Debtors - Chapter 11  
Case no: 09-50002 Requesting for 110  
future electronic notices. I Sheryl Z.  
Carter request the courts to have all  
debtors in the above courts to continue  
to have the debtors mail me any docu-  
ments electronically. I agree with the debtors.  
I don't know if these cases are  
the same as previously documents and  
case nos 05-74481 (RIS) and case  
no 09-50002 (RIS) in the same above

U.S. Bankruptcy Court  
Southern District of New York  
2010 Jan 27 P 4:17



282

Courts under different Honorable Judges  
Robert D. Beam and Robert C. Grier and  
unknown Judges and Courts I ask and  
respectable request the Courts to place  
all my claims in the one court under  
one Judge that all these Chapter 11  
case started, which to my knowledge  
would be Honorable Judge Robert D. Beam.  
I Sheryl J. Carter enclosed a copy  
of the envelope and first 10 pages of  
documents I received previously.  
Thank You.

  
Sheryl J. Carter

1 of 2

January 8, 2010

Weil Gotshal & Manges LLP  
Attn: Harvey R. Miller / Stephen Kaelin / Joseph Smolinsky  
767 Fifth Avenue  
New York, New York 10153

I Sheryl Z. Carter resides at  
1541 Lake Avenue #11, Niagara Falls, New  
York, 14301. My phone numbers are (202)  
302-8472 and (416) 282-3624.

Enclosed are copies of documents  
I received on January 7, 2010 from  
Mackall Crouse & Mace, PLLC - Attn:  
Timothy A. Moratzka (#175038) 1400 AT&T  
Tower - 901 Marquette Avenue - Minneapolis  
MN 55402. Telephone no# (612) 305-1400  
Facsimile (612) 305-1414. In the Court  
of United States Bankruptcy Court  
Southern District of New York In re  
Chapter, LLC et al - Letters - Chapter 11  
Case no: 09-50002 Requesting for NO  
future electronic notices. I Sheryl Z.

Carter request the court to have all  
Letters in the above court to continue  
to have the letters, mail me any docu-  
ments electronically. I disagree with the Debtors.

I don't know if these cases are  
the same as previously documents and  
case was 05-jt-4181 (RHS) and case  
no 09-50002 (RHS) in the same above

May 11 / 2009  
282  
courts under different Honorable Judges  
Robert D. Beam and Robert C. Greer and  
unknown judges and courts I ask and  
respectable request the courts to place  
all my claims in the one court under  
one judge that all these Chapter 11  
case started, which to my knowledge  
would be Honorable Judge Robert D. Beam.  
I Sheryl J. Carter enclosed a copy  
of the envelope and first 10 pages of  
documents I received previously.  
Thank You.

Sheryl J. Carter

1 of 2

January 8, 2010

The Garden City Group Inc  
Motor Liquidation Company Agent  
P.O. Box 9386  
Lublin, Ohio 43017

I Sheryl Z. Carter resides at  
1541 Lakeside Avenue #11, Niagara Falls, New  
York 14301. My phone numbers are (937)  
352-8272 and (416) 282-3624.

Enclosed are copies of documents  
I received on January 7, 2010 from  
Mackall Group + more, PLC - Att.  
Timothy B. Moratzka (#75038) 1400 Ar  
Tower - 901 Marquette Avenue - Minneapolis,  
MN 55402. Telephone no# (612) 305-1420  
Facsimile (612) 305-1414. In the Court  
of United States Bankruptcy Court  
Southern District of New York In re  
Chapter, LLC et al - Debtors - Chapter 11  
Case no: 09-50002 Requesting for and  
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Carter request the courts to have all  
Debtors in the above courts to continue  
to have the Debtors mail me any docu-  
ments electronically. I disagree with the Debtors.  
I don't know if these cases are  
the same as previously documents and  
case nos 05-74481 (RHB) and case  
no 09-50002 (RHB) in the same above

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S.B. OF

U.S. Bankruptcy Court  
Southern District of New York

May 1 / 2010  
282  
courts under different Honorable Judges  
Robert D. Beam and Robert C. Greer and  
unknown Judges and courts I ask and  
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I Sheryl J. Carter enclosed a copy  
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documents I received previously.  
Thank You.

Sheryl J. Carter

1 of 2

January 8, 2010

Kurtzman Carson Consultants  
Delphi Corporation  
2335 Alaska Avenue  
El Segundo, CA 90245

I Sharyl Z. Carter resides at  
1541 Washburn Avenue #11, Niagara Falls, New  
York, 14301. My phone numbers are (937)  
302-8872 and (416) 282-3624.

Enclosed are copies of documents  
I received on January 7, 2010 from  
Mackall Crouse & Moore, PLC - Att.  
Timothy B. Moratzka (#75038) 1400 A  
Tower - 901 Marquette Avenue - Minneapolis  
MN 55402. Telephone no# (612) 305-1420  
Facsimile (612) 305-1414. In the Court  
of United States Bankruptcy Court  
Southern District of New York in re  
Chapter, LLC et al - Debtors - Chapter 11  
Case no. 09-50002 Requesting for and  
future electronic notices. I Sharyl Z.  
Carter request the courts to have all

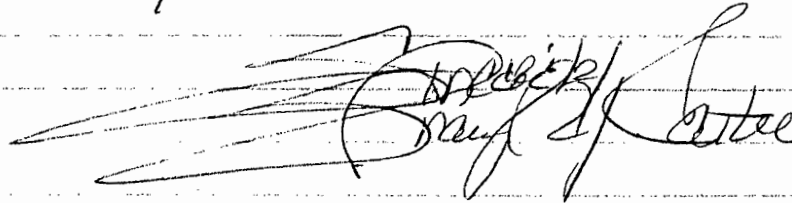
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I don't know if these cases are  
the same as previously documents and  
case was 05-74481 (RHS) and case  
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U.S. BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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Courts under different Honorable Judges  
Robert D. Beam and Robert C. Gable and  
unknown Judges and courts I ask and  
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Sheryl J. Carter



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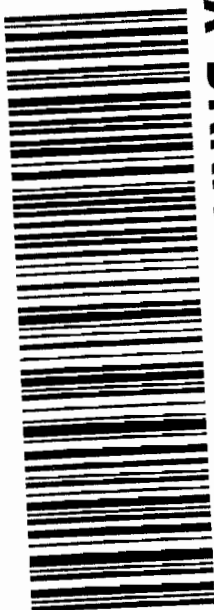
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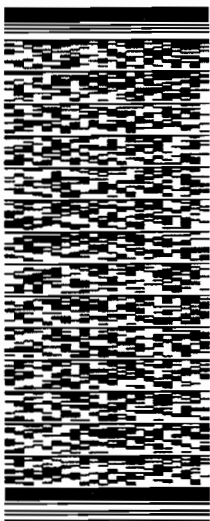


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Delphi Corporation



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Ref 1/22/2010

**Hearing Time: 10:00 a.m. (prevailing Eastern time)**

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

155 North Wacker Drive

Chicago, Illinois 60606

(312) 407-0700

John Wm. Butler, Jr.

John K. Lyons

Albert L. Hogan III

Ron E. Meisler

- and -

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

## Four Times Square

New York, New York 10036

(212) 735-3000

Kayalyn A. Marafioti

Attorneys for DPH Holdings Corp., et al.,

## Reorganized Debtors

DPH Holdings Corp. Legal Information Hotline:

Toll Free: (800) 718-5305

International: (248) 813-2698

DPH Holdings Corp. Legal Information Website:

<http://www.dphholdingsdocket.com>

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF NEW YORK

-----X

In re

:

Chapter 11

•

DPH HOLDINGS CORP., et al.,

.

Case No. 05-44481 (RDD)

•

Reorganized Debtors.

.

(Jointly Administered)

•

**X**

## PROPOSED TWENTY-NINTH CLAIMS HEARING AGENDA

Location Of Hearing:

United States Bankruptcy Court for the Southern District of New York,  
300 Quarropas Street, Room 118, White Plains, New York 10601-4140

The matters set for hearing are divided into the following categories for the purposes of this Proposed Twenty-Ninth Claims Hearing Agenda:

- A. Introduction
- B. Continued Or Adjourned Matters (1 Matter)
- C. Uncontested, Agreed, Or Settled Matters (None)
- D. Contested Matters (1 Matter)

**A. Introduction**

**B. Continued Or Adjourned Matters**

- 1. **CSX Transportation Motion To Compel** – Motion Of CSX Transport, Inc. To Compel The Payment Of Administrative Expense Claim Pursuant To 11 U.S.C. § 503(b)(1)(A) (Docket No. 16548)

*Responses filed:* None.

*Reply filed:* None.

*Related filings:* None.

*Status:* This matter has been adjourned to the February 25, 2010 claims hearing.

**Uncontested, Agreed, Or Settled Matters**

None.

**Contested Matters**

- 2. **"Sufficiency Hearing Regarding Claims Of Sharyl Y. Carter"** - Sufficiency Hearing Regarding Claims Of Sharyl Y. Carter As Objected To On The Debtors' Thirty-Fourth Omnibus Objection Pursuant To 11 U.S.C. § 502(b) And Fed. R. Bankr. P. 3007 To (I) Expunge (A) Certain Pension An OPEB Claims, (B) Certain Individual Workers' Compensation Claims, (C) Certain Duplicate And/Or Amended Individual Workers' Compensation Claims, (D) Certain Untimely Individual Workers' Compensation Claims, (E) A Secured Books And Records Claim, And (F) Certain Untimely Claims, (II) Modify Certain (A) Wage And Benefit Claims, (B) States Workers' Compensation Claims, And (C) Individual Workers' Compensation Claims Asserting Priority, (III) Provisionally Disallow Certain Union Claims, And (IV) Modify And Allow Certain Settled Claims (Docket No. 17182)

*Responses filed:*      *Response Of Sharyl Y. Carter To Debtors' Thirty-Fourth Omnibus Claims Objection (Docket No. 18457)*

*Sharyl Y. Carter Supplemental Response And Reply For Proof Of Claim Nos. 16849 And 16852 (Docket No. 19197)*

*Reply filed:*            *Debtors' Omnibus Reply In Support Of Debtors' Thirty-Fourth Omnibus Objection Pursuant To 11 U.S.C. § 502(b) And Fed. R. Bankr. P. 3007 To (I) Expunge (A) Certain Pension An OPEB Claims, (B) Certain Individual Workers' Compensation Claims, (C) Certain Duplicate And/Or Amended Individual Workers' Compensation Claims, (D) Certain Untimely Individual Workers' Compensation Claims, (E) A Secured Books And Records Claim, And (F) Certain Untimely Claims, (II) Modify Certain (A) Wage And Benefit Claims, (B) States Workers' Compensation Claims, And (C) Individual Workers' Compensation Claims Asserting Priority, (III) Provisionally Disallow Certain Union Claims, And (IV) Modify And Allow Certain Settled Claims (Docket No. 18569)*

*Reorganized Debtors' Supplemental Reply To Responses Of Sharyl Y. Carter To Debtors' Objections To Proofs Of Claim Nos. 16849 And 16850 Filed By Sharyl Y. Carter (Docket No. 19161)*

*Reorganized Debtors' Second Supplemental Reply to Response of Sharyl Y. Carter to Debtors' Objection to Proof of Claim Number 16850 Filed by Sharyl Y. Carter (Docket No. 19303)*

*Related filings:*        *Notice Of Sufficiency Hearing With Respect To Debtors' Objection To Proofs Of Claim Nos. 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 2539, 3175, 5408, 6468, 6668, 7269, 9396, 10570, 10571, 10835, 10836, 10964, 10965, 10966, 10967, 10968, 12251, 13464, 13663, 13699, 13730, 13734, 13863, 13875, 14334, 14350, 14751, 15071, 15075, 15513, 15515, 15519, 15520, 15521, 15524, 15525, 15532, 15584, 15586, 15587, 15588, 15590, 15591, 15592, 15593, 15594, 15595, 16175, 16591, 16849, And 16850 (Docket No. 19108)*

*Notice Of Adjournment Of Claims Objection Hearing With Respect To Reorganized Debtors' Objection To Proof Of Claim Number 16850 Filed By Sharyl Y. Carter (Docket No. 19243)*

*Order Pursuant To 11 U.S.C. § 502(b) And Fed. R. Bankr. P.  
3007 Disallowing And Expunging Proof Of Claim Number  
16849 Filed By Sharyl Yvette Carter Identified In The  
Thirty-Fourth Omnibus Claims Objection (Docket No. 19272)*

*Status: The hearing with respect to this matter will be proceeding.*

Dated: New York, New York  
January 20, 2010

SKADDEN, ARPS, SLATE, MEAGHER  
& FLOM LLP

By: /s/ John Wm. Butler, Jr.  
John Wm. Butler, Jr.  
John K. Lyons  
Albert L. Hogan III  
Ron E. Meisler

155 North Wacker Drive  
Chicago, Illinois 60606  
(312) 407-0700

- and -

By: /s/ Kayalyn A. Marafioti  
Kayalyn A. Marafioti

Four Times Square  
New York, New York 10036  
(212) 735-3000

Attorneys for DPH Holdings Corp., et al.,  
Reorganized Debtors

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OF THE RETURN ADDRESS, FOLLOWING DOTTED LINE

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Delphi Corporation Claims  
 Street, Apt. No., or PO Box No. 2335 Alaska Avenue  
 City, State, ZIP+4 El Segundo, CA 90245

PS Form 3800, August 2006

See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
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- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Kuertenman Carlson Consultant  
Delphi Corporation Claims  
2335 Alaska Avenue  
El Segundo, CA 90245

## 2. Article Number

(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

**X**

- ☐
- Agent
- 
- ☐
- Addressee

## B. Received by (Printed Name)

## C. Date of Delivery

## D. Is delivery address different from item 1?

If YES, enter delivery address below

- ☐
- Yes
- 
- ☐
- No

## 3. Service Type

- ☐
- Certified Mail
- ☐
- Express Mail
- 
- ☐
- Registered
- ☐
- Return Receipt for Merchandise
- 
- ☐
- Insured Mail
- ☐
- C.O.D.

## 4. Restricted Delivery? (Extra Fee)

- ☐
- Yes

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Skacklen, Hope State, Meagher + Plum LP  
 Attn: John Bulter / John K Lyons / Ron Merkle  
 333 West Wacker Drive Suite 2100  
 Chicago, Illinois 60606

## 2. Article Number

(Transfer from service label)

## A. Signature

X

☐ Agent☐ Addressee

## B. Received by (Printed Name)

## C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

## 3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

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 Attn: John Bulter / John K Lyons / Ron Merkle  
 Street, Apt. No.:  
 or PO Box No. 333 West Wacker Drive Suite 2100  
 City, State, ZIP+4: Chicago, IL 60606  
 New York, New York 10036

PS Form 3800, August 2006

See reverse for instructions

**SENDER: COMPLETE THIS SECTION**

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Skacklen, Hope State, Meagher + Plum LP  
 Attn: Kayalyn Marafioti (Tim Siskel)  
 Four Times Square  
 New York, New York 10036

## 2. Article Number

(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

X

☐ Agent☐ Addressee

## B. Received by (Printed Name)

## C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

## 3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

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Sent To: Honorable Robert D. Drain NY  
 United States Bankruptcy Ct. Southern District  
 Street, Apt. No. or PO Box No. One Bowling Green, Room 610  
 City, State, ZIP+4 New York, New York 10004

PS Form 3800, August 2006

See Reverse for Instructions

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- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Honorable Robert D. Drain  
 United States Bankruptcy Ct. of New York  
 One Bowling Green, Rm 610  
 New York, New York 10004

## 2. Article Number

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## COMPLETE THIS SECTION ON DELIVERY

## A. Signature

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☐ Agent☐ Addressee

## B. Received by (Printed Name)

## C. Date of Delivery

## D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

## 3. Service Type

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## 4. Restricted Delivery? (Extra Fee)

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 Attention: Patricia Lyons, Par. Member  
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 City, State, ZIP+4 Chicago, IL 60601

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